

MVNIMENTA FRATRVM PREDICATORVM DE ARE

CHARTERS

OF THE

FRIARS PREACHERS OF AYR

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UNPUBLISHED SEALS FROM THE CHARTERS OF THE FRIARS PREACHERS OF AYR.

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CHARTERS

OF THE

Friars Preachers of Ayr

EDINBURGH

PRINTED FOR THE AYR AND WIGTON ARCHÆOLOGICAL ASSOCIATION

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PREFACE.

To the liberality of the Marquess of Bute in contributing towards the expense of transcribing, printing, and illustrating the present Volume, and to the care taken by the Municipality of Ayr in preserving the ancient records and documents in their custody, the Members of the Ayr and Wigton Archæological Society are indebted for this Cartulary of the Friars Preachers of Ayr. The collection was too large to print in the ordinary Volumes of the Society, and too complete to break up into separate parts; and it was therefore determined to make it an extra issue.

The documents contained in it will be found of great general and local interest, and form an important contribution to the history of the Order in Scotland. The only other printed Cartulary of the Friars Preachers (those of Glasgow) was published in the Maitland Club Series in 1846. The muniments now given throw a great deal of light on the early history and topography of Ayr; and, taken in connection with the records of the Burgh about to be printed by

the Society, will afford authentic materials for the local history of the district.

In dating some of the charters the ordinary practice of dealing with the regnal years of David II. has been followed. It is necessary to state, however, that this point is involved in very great obscurity and doubt, and it is to be hoped that some further light will be thrown upon it by future investigations.

I have great pleasure in acknowledging the valuable assistance I have received from many kind friends in going over the charters. In particular, I have been very much indebted, as on many former occasions, to Mr. Thomas Dickson, Curator of the Historical Department of the General Register House, Edinburgh; to the Town-Clerk of Ayr and his Assistants; and to Mr. Murray Lyon of Edinburgh.

R. W. COCHRAN-PATRICK.

WOODSIDE, BEITH, *December* 1880.

INTRODUCTION.

It is much to be regretted that so little is recorded relating to the history of the Order of Preaching Friars in Scotland. The original documents cannot be recovered, and without them we have little except tradition to inform us.

According to the received account, the Preaching Friars were brought into Scotland during the reign of Alexander II. The continuator of Fordun, and the author of a chronicle printed in the *Extracta e Variis Cronicis Scocie*,[1] give the year 1230 as the exact date of their first appearance. It is said that Clement, afterwards Bishop of Dunblane, received the habit at the hands of S. Dominic himself, and was the first of the Order in this country. He is probably the same individual who is mentioned in the Acts of the General Council held at London in 1230.[2] He was elected and consecrated Bishop of Dunblane in 1233,[3] and died in 1256.[4] Spotiswood, on the other hand, says the Order was introduced into this country by William Malvoisin, Bishop of S. Andrews.

1 P. 93. Edin. 1842.

2 *Theatrum Dominicanum*, by Vincentius Maria Fontana. Rome, 1666. P. 292.

3 *Chronica de Mailros*, p. 143.

4 *Scotichronicon*. Edin. 1759. Vol. ii. p. 92.

Alexander the II. founded eight houses of the Order, namely at Edinburgh, Berwick, Ayr, Perth, Aberdeen, Elgin, Stirling, and Inverness. Considerable uncertainty exists as to the exact date of the earliest foundation. That honour has been claimed for Ayr, on the authority of S. Antonine, and it is not improbable that it may have been the case. Spotiswood gives the same year for the foundation of Ayr, Edinburgh, and Berwick, viz. 1230. He is responsible for the statement that the convent of S. Katherine at Ayr was founded by William, Bishop of S. Andrews, though he also gives the more correct account by the author in the *Extracta e Variis Cronicis Scocie,* which is rendered certain by the records now printed.

The present collection of documents contains several of more than local interest, and relating to the Order in general. The first of these is a Bull of Clement IV.,[1] in favour of the master and brethren of the Order of Predicant Friars, permitting them to possess, succeed to, and sell temporal property, and employ the proceeds to their own advantage as they may think best. This was given in the year 1266. The next relates to a much later period, being dated in the year 1518.[2] It is a Brief by Leo X., granting to the Friars Preachers the right to receive confession, without permission being first granted to the penitents by their rectors; to receive and ask for alms without the licence of the parish priest; and to bury such as desired it within the precincts of

[1] P. 2. [2] P. 83.

their churches. The last of this class of documents is a Brief by Leo X.,[1] granting to the Friars of the Predicant Order similar privileges to those enjoyed by the Minorite Friars in regard to the observance of certain feast days in places under ecclesiastical interdict, so that on the feasts of SS. Dominic, Peter Martyr, Thomas Aquinas, Vincent, and Catherine of Sienna, the said Friars might open their churches and celebrate divine service, excluding only those who were personally excommunicated. This was also given in 1518.

Scotland was erected into a province of the Order in 1487, according to the learned editor of the Muniments of the Friars Preachers of Glasgow.[2] John Mure, who is mentioned in the Ayr records in 1469, as Vicar-General[3] of the Predicants in Scotland, became, after the erection, the first provincial Prior of the Order. The last one is also mentioned, Friar John Grierson, in 1557.[4] He is said to have been Prior for thirty years, and to have survived the Reformation. No other notices relating to the Order in general are to be found in the records. The only place where any mention is made of the resident Friars is in a charter of 1557,[5] where the names of eight are given, comprising apparently all in the convent at the time.

The first document[6] contained in the present collection shows that the church of the Friars Preachers of Ayr had been

[1] P. 89.
[2] *Lib. Coll. Nostre Dom. etc., et Munimenta Fratrum Pred. de Glasgu.* Maitland Club (1846), p. liii. [3] P. 52. [4] P. 96. [5] P. 98. [6] P. 1, No. 1.

founded by Alexander II., some time previous to August 1242. The king commands the Provosts of Ayr to pay to the Friars Preachers twenty pounds of sterlings yearly, from the revenues arising out of the mills and burgh of Ayr. This grant was confirmed by Robert the Bruce in 1328;[1] by David II. in 1344;[2] by Robert II. in 1376;[3] and by Robert III. in 1390.[4] Alexander II. or his successor also gave to the Friars some land within the burgh of Ayr for the purpose of enlarging their cemetery. The original grant is not amongst the collection, but it is referred to in the charter of Juliana de Ponte.[5]

Besides confirming the grant of his predecessor, Robert I., in 1328, gave to the Friars the right to have their corn ground without multures.[6] In 1336, Malcolm, Earl of Wigton, dedicated a chapel in the church of the Friars to the Blessed Virgin, and endowed it with an annual rent of one hundred shillings, secured on his lands of Carse and Barshalloch, in Kyle Regis, and in addition he bestowed his lands of Duppoll for the maintenance of an officiating priest, and for lights in the chapel.[7] This endowment was further increased, in 1344, by a yearly grant of six merks of sterlings, out of his personal funds, to be continued by his successors, under the penalty of excommunication by the Bishops of Glasgow.

To about this period must be assigned a grant by Adam de Ponte, of his stone house *in vico Nemoris*, probably the Woodgate[8] of later times; three roods of land *in vico de Canniber*, and an annualrent of twenty-one shillings from the barony of

[1] P. 3, No. 3. [2] P. 7, No. 7. [3] P. 21, No. 14. [4] P. 31, No. 22.
[5] P. 11, No. 10. [6] P. 5, No. 5. [7] P. 5, No. 6; p. 23, No. 15. [8] P. 52.

Alloway, Cortoun and Gortluy; which grant was confirmed by his daughter Juliana, who added another rood of land to the benefaction.[1] By another undated charter, which must belong to the same period, Andrew of Wasford, son of Simon of Wasford, burgess of Ayr, conveys to the Friars Preachers his house, with a kiln, two roods of land next the kiln, and one croft called the *Crukithalf acre;* to which Margaret his wife added a rood of ground.[2]

The next recorded benefactor was John of Kilmarnock, burgess of Ayr, who in 1348 made large grants to the Black Friars, making over to them for the weal of his soul, and the souls of his parents, and of all faithful successors, for light to be burned on the high altar, and for the repair of the house of S. Katherine the Virgin, and for his own sustenance during life in the same place, all his lands and annualrents in the territory of the burgh of Ayr, or outside of it.[3] The list of these[4] is highly interesting, as showing the property of a wealthy burgess at the time.

Besides the usual confirmation, Robert II., by letters patent, took the Friars Preachers of Ayr under his sure fence and protection.[5]

About 1386, a dispute seems to have arisen between the Burgh and the Friars Preachers as to the annuity of £20 granted by the royal mandate of Alexander II. The burgesses of Ayr were summoned before the Cardinal Legate of Scotland, Walter Wardlaw, to produce all the writs, acts,

[1] P. 10, No. 10.
[2] P. 14, No. 11; p. 37, No. 25.
[3] P. 16, No. 12.
[4] P. 19.
[5] P. 21, No. 13.

muniments, and evidents, relating to the matter, on an appointed day; and they not having compeared were again summoned to appear in the cathedral of Glasgow on the 26th of July 1386, to hear sentence given.[1] The decision was in favour of the Friars, and on the following day the Cardinal addressed letters to the Earl of Fife and Menteth, Chamberlain of Scotland, narrating the procedure and result, and requesting him to make payment of the said annuity and arrears to the convent.[2] Accordingly, the Steward of Scotland commanded the sheriffs of Ayr to distrain the goods, movable or immovable, of the Provost and Bailies of Ayr, if they should refuse to make payment.[3] Some doubt or delay apparently still took place,[4] for the matter came before Parliament in 1389,[5] and was finally decided in the meantime in favour of the Friars, to whom the annuity is regularly recorded to have been given in the Exchequer Rolls,[6] previous to this time. An anniversary was founded in 1397 by Hugh Wallace of Craigie, for himself, and his parents and successors, and an annual grant of four bolls of white oat meal, or in default thereof forty pence for each boll, was secured on the granter's lands of Craigie.[7] This was confirmed in 1419[8] and 1480[9] by his successors.

Robert III. set the royal customs of the burgh to the burgesses in perpetual farm for ten pounds yearly, and the Friars accordingly protested, and made a complaint to Parlia-

[1] P. 25, No. 17. [2] P. 26, No. 18. [3] P. 27, No. 19.
[4] P. 30, No. 21. [5] *Act. Parl. Scot.*, vol. i. p. 553 b. [6] P. 114.
[7] P. 34, No. 23. [8] P. 45, No. 30. [9] P. 59, No. 43.

ment in 1400.[1] On the 25th of March 1406, the matter came before Robert, Duke of Albany, to decide. On the one part appeared Robert of Linlithgow, prior of the Friars; and on the other, Reginald of Fenwick, alderman of Ayr, and William Nelson, one of the burgesses.[2] The merits of the case were fully gone into, and the result was that the community of Ayr were ordained to pay to the convent the twenty pounds annually. In consequence of this decision an arrangement was made by which the mills of Ayr, of Merlingburn, and of Lochmillburn, two cruives in the mill dam of Ayr, with multures and sequels, were handed over to the convent, in lieu of one half of the royal annuity, the Friars engaging to maintain the mills and dams at their own expense, and to allow the burgesses and stallkeepers to have their corn ground at the rate of threepence for each boll. The other sum of ten pounds was to be uplifted from the first revenue of the burgh, by the hand of the Chamberlain of Scotland.

Some time previous to this Alane of Lawder granted to the convent of S. Katherine the lands of Dalincathe or Dankeith, and in 1411 the fact was attested in solemn form, and in the Scottish language, by the burgesses and community of Ayr.[3] The next gift to the church was an annualrent of four shillings, given by Adam of Boure, one of the burgesses of Ayr, to found an anniversary for himself and his wife.[4] This is the commencement of an interesting series of small grants by the burgesses of Ayr, which are of great interest for local

[1] P. 35, No. 24. [2] P. 38, No. 26. [3] P. 45, No. 29. [4] P. 47, No. 31.

history. A curious tack by James Cathcart of Carbreston, in the parish of Coylton, to Allan White, of a tenement in Ayr, in 1438, is the next document.[1] This was followed in 1443 by the gift of friar Michael Gray, Preceptor-General of S. Anthony, near Leith, to the Friars Preachers, of a piece of land in the crofts of Ayr, to found an anniversary.[2] Somewhat later there is the record of an attempted distraint on the lands of Kerse, to recover fifty shillings of annualrent, by Prior Patrick Pulty.[3] In 1469 an anniversary was founded by Allan White for himself and his wife.[4] In consideration of the special affection borne by Sir William Young, Vicar of Craigie, to the Friars Preachers, shown by his many gifts to the convent, a daily mass was ordered on his behalf for ever.[5] Another burgess of Ayr, Matthew M'Nedyr, founded in 1471 an anniversary for himself and his wife.[6] A small portion of the property of the convent was granted to Gibbon M'Callan in 1476.[7] A very interesting indenture was entered into between Lady Glammis and Kennedy, and the Friars Preachers in 1480,[8] conveying parts of the lands of Kersland and Kersholme, lying between the friars' lands and those of the lairds of Dunduff and Craigcaffie, to the convent, in order that the Friars might celebrate an anniversary with vigil on the 19th of March and 6th of August yearly, with a trentale of masses for the souls of James, King of Scots, and Queen Margaret his spouse, and their ancestors and descendants, and for the souls of the granter, her father and mother; of Patrick Lyon, Lord

[1] P. 48, No. 32. [2] P. 49, No. 33. [3] P. 50, No. 34. [4] P. 51, No. 35.
[5] P. 52, No. 36. [6] P. 53, No. 37. [7] P. 54, No. 38. [8] P. 55, No. 39.

Glammis, and Gilbert Kennedy of that ilk, and of all the faithful dead. A third anniversary was to be celebrated on the day of the death of the Lady Isabella, secured on a tack of the lands of the Wood of Dalrymple. An obit was founded in 1488 by William Noble and his wife, from his tenement in the town of Ayr, near the bridge.[1] Andrew Raperlaw, in 1491, granted a reversion in favour of the convent of half a croft of land,[2] while the other half was made over by John Walker, burgess of Ayr.[3] In the same year William of Preston agreed to give the reversion of his tenement, granted by the convent, to the Friars.[4] Sir John Chalmers of Gadgirth, and Dame Janet Hamilton his wife, founded an anniversary for themselves and all Christian souls in 1500.[5] The third part of the lands of Kersholmes and Kersland, and the third part of an annualrent of four shillings from the lands of Stobredding and Lauchlane, were given to the convent in 1503, by Agnes Ker.[6] An anniversary was founded two years later for William Bell, burgess of Ayr, and Agnes Mure his wife, out of properties within the burgh;[7] and also in 1507 by Marion Curry, with consent of her husband John Lang, for the souls of John Curry her father, and Elizabeth Hume her mother. Similar anniversaries were founded in 1508 for John Craufurd and his wife;[8] and in 1515 for John Maknedar, burgess of Ayr, and Marion Martin his wife;[9] and these are the last which are recorded before the Reformation.

[1] P. 60, No. 41.
[2] P. 61, No. 42.
[3] P. 63, No. 43.
[4] P. 64, No. 44.
[5] P. 66, No. 45.
[6] P. 69, No. 47.
[7] P. 71, No. 48.
[8] P. 74, No. 50.
[9] P. 78, No. 53.

The Prior and Convent granted a tenement in Ayr in 1515 to Roland Kennedy:[1] and in the same year received a grant from Friar John Walker, and in 1518 another from Friar Andrew Lathis.[2] Adam Wallace of Newton, alderman of Ayr, gave in 1524 his walkmill and pertinents to the convent:[3] and this is the last recorded donation to the Friars Preachers. They received possession in 1541 of the tenement which had been granted to Alan Boyman, according to the "altogether laudable custom of the burgh of Ayr, beyond the memory of man," by proving in their head courts of the burgh that the annualrent had not been paid.[4] In 1557 the convent made over to John Blair of Middle Auchindrane, and Helen Cathcart his wife, a property in the principal street of the burgh of Ayr, for the annual payment of six merks.[5]

Immediately after the Reformation, Queen Mary granted to Charles Craufurd, one of her gentlemen servitors, the lands, houses, mills, fishings, and other possessions which had belonged to the Friars Preachers of Ayr,[6] for the space of nineteen years. In 1567 the provost, bailies, and community of Ayr, received a gift under the Privy Seal, of the lands, possessions, and revenues of the Dominican and Minorite Friars of Ayr, to be called in all time coming the Foundation of the Ministry and Hospital of the Burgh of Ayr;[7] for an honest provision for the ministers of the Word of God, and the support of an Hospital for poor, mutilated and distressed persons, orphans, and infants deserted by their parents.

[1] P. 76, No. 52. [2] P. 79, No. 54; p. 81, No. 55. [3] P. 91, No. 58. [4] P. 94, No. 61.
[5] P. 96, No. 62. [6] P. 100, No. 63; p. 107, No. 66. [7] P. 101, No. 64; p. 102, No. 65.

In 1614 the magistrates of Ayr resigned into the king's hands the church lands and rents belonging to them, for the purpose of getting a new infeftment in their favour.[1] The document contains apparently a complete list of the possessions of the Friars Preachers which were then in the hands of the municipality. Their later history will be afterwards traced in the documents belonging to the burgh.

The records now printed enable us to give a few of the Priors of the Convent of S. Katherine, though the list is, especially in the earlier period, obviously imperfect. The first of whom we have any mention is John de Torry, who appears in an undated charter, apparently about the first half of the fourteenth century.[2] In 1401 Patrick of Carrick[3] appears as prior, but when he was appointed or how long he continued is uncertain; but it is probable his successor would be Robert of Linlithgow, whose name and seal occur in charters of 1406.[4] An interval of more than half a century occurs during which no name is recorded. But in 1460 Patrick Pulty[5] is mentioned as prior. His name occurs in 1469,[6] in 1471,[7] and in 1476.[8] In 1488 John Reid was prior,[9] and he is mentioned in 1491.[10] John Shanks occupied the place in 1500[11] and 1503.[12] He was succeeded by Hugh Ramsay, who is recorded in 1505[13] and 1508.[14] James Young occurs in 1515,[15] Robert Pratt in 1524[16] and 1527,[17] John Litstare in 1541,[18] and Andrew Leiche in 1557.[19]

[1] P. 107, No. 67. [2] P. 11. [3] P. 37. [4] Pp. 38, 41, 42. [5] P. 50.
[6] P. 51. [7] P. 53. [8] P. 54. [9] P. 60. [10] Pp. 62, 63, 64.
[11] P. 66. [12] P. 70. [13] P. 71. [14] P. 74. [15] P. 76.
[16] P. 92. [17] P. 94. [18] P. 95. [19] P. 96.

Many of the documents have the seals attached to them, in good preservation. Perhaps the most interesting is an hitherto unpublished privy seal of John, Earl of Carrick, the Steward of Scotland.[1] Though unfortunately imperfect, enough remains to give an idea of the design and workmanship. The seal of Malcolm Fleming, Earl of Wigton,[2] is a very fine example of fourteenth century work, in excellent preservation. Only one seal of the convent remains, that of Robert of Linlithgow, in 1406,[3] but it is a beautiful specimen, in the finest state. The seal of the burgh of Ayr occurs in 1340;[4] and the seals of the merchants and burgesses are of special interest, being of very rare occurrence.

[1] P. 28. [2] P. 9. [3] P. 42. [4] P. 12.

APPENDIX.

No. I.

PRO PROVINCIA SCOTIAE.[1]

XXI.

Scotiae Prouincia, ab Anglicana euulsa, antiquissima fuit in Ordine. Quo autem anno in peculiarem fuerit erecta Prouinciam, non inuenimus. P. F. Michael Plodius Inquisitor Mediolanensis de Vir. Illust. Ord. par. 2, hoc ann. Dom. 1481, contigisse asserit. At neq. ; in Generalis Capituli Actis, Romae in nostro Conuentu S. Marie super Mineruam eodem, anno in Festo Pentecostes celebrati (quod die x. Iunij contigit), in quo in Generalem Ordinis Magistrum per communem inspirationem fuit vnanimiter electus P. F. Saluus Casetta Panormitanus ; neque in antecedenti Capitulo Perusij sub P. F. Leonardo de Mansuetis ann. 1478 ; neque in subsequentibus, Romano 1484. sub P. F. Bartholomæo de Comatijs ; Veneto 1487. sub P. F. Ioachino Turriano ; & apud Cenomanum 1491. sub eodem Magistro Generali, celebratis, de huius Prouinciae institutione verbum aliquod habetur.

In primo P. F. Leonardi de Mansuetis supradicti Regesto, quod ab eiusdem regiminis primordijs incipit, & vsque ad completum 1578. annum sequitur ; (subsequentia enim ipsius, & successorum vsque ad eiusdem seculi annum 91. deficiunt) in principio de hac cum reliquis tunc temporis Ordinis Prouincijs ita mentio habetur.

[1] *Constitutiones Declarationes et Ordinationes Capitulorum Generalium S. Ordinis Praedic., ab anno MCCXX. usque ad MDCL.* Emanatae à Patre Vincentio Maria Fontana. Pars secunda. Romae, MDCLVI. pp. 169-70.

Regestum Reuerendissimi Magistri Leonardi de Mansuetis de Perusio Magistri Ordinis Prædicatorum.

Ordo Prouinciarum in Registro cum quota, & numero cartarum, siue foliorum, vbi vnaqueque Provincia habeat reperiri. Litteræ autem alphabeti positae in capite cuiuslibet Prouincie significant ordinem Prouinciarum, quota videlicet sit vnaqueque Prouincia.

1. *A. Prouincia Hispaniæ, fol.* 4.
2. *B. Tolosæ, fol.* 15.
3. *C. Franciæ, fol.* 26 & 248.
4. *D. S. Dominici, fol.* 37.
5. *E. Romana, fol.* 52.
6. *F. Regni, fol.* 70.
7. *G. Theutoniæ, fol.* 84.
8. *H. Trinacriæ, seu Siciliæ, fol.* 95.
9. *I. Vngariæ, fol.* 108.
10. *K. Poloniæ, fol.* 119.
11. *L. Angliæ, fol.* 130.
12. *M. Græciæ, fol.* 140.
13. *N. Aragoniæ, fol.* 148.
14. *O. Daciæ, fol.* 156.
15. *P. Prouincia Prouinciæ, fol.* 166.
16. *Q. Terræ Sanctæ, fol.* 181.
17. *R. Lombardiæ Superioris, fol.* 182.
18. *S. Bohemiæ, fol.* 200.
19. *T. Dalmatiæ, fol.* 208.
20. *V. Saxoniæ, fol.* 222.
21. *Portugalie, fol.* 236.
Scotie.

In præfato autem Regesto nullum aliud monumentum de eadem habetur.

Non fuisse autem tunc temporis in Prouinciam, bene verò in particularem Congregationem, seu Vicariam erectam, ex eodem Regesto apertò colligitur, vbi in § Actorum, Pro Prouincia Angliæ, ita habetur. *F. Thomas, Dan yn. Conuentus, de partibus Nationis Scotiae fuit incorporatus in suo Conuentu ad perpetuum ibi manendum, ibique fit Lector cum gratijs consuetis.*

à quo Conuentu, & Lectoratu non possit per inferiorem amoueri, dummodo praedicta ratificentur in Capitulo proximo Nationis per R. Vicarium, & Patres Diffinitores. Dat. Romae 26. *Martij* 1477.

Et ibidem immediatè ita subditur :—*F. Patritius Keyr Conuentus de Edinburch, Nationis Scotiae fuit incorporatus in suo Conuentu ad perpetuo ibi manendum, nec potest amoueri ab inferiori, dummodo prædicta ratificentur in Capitulo proximo Nationis. Dat. vt supra.* Vide quoque ea, quae supra Pro Prouincia Angliæ retulimus, vbi apparet Scotiæ Nationis Superiores, Generales Vicarios fuisse nuncupatos.

Anno autem Dom. 1491. In Prouinciā erecta iã fuerat, nam eodem anno suum Diffinitorem ad Generalia Comitia apud Cenomanum congregata misit. Ita enim habetur in secundo Regesto P. F. Ioachini Turriani Magistri Ord. (prout infra Pro Prouincia Hiberniæ adducemus) in § Pro hac Prouincia Scotiæ. *F. Thomas Lominij praesentis Capituli Diffinitor, & F. Io. Ægidij possunt redire ad patriam cum secio, vel sine, & possunt morari in quolibet Conuentu, & habent litteras testimoniales, & possun ducere alios Fratres sibi gratos.*

Emicuit longo temporum decursu haec Prouincia virosque præstantissimos Ecclesiæ, atque Ordini dedit vsque ad annum 1558, quo Paulus Massenius pistor cum sartore quodam cuiusdam Regularis Ordinis apostata. Caluinianæ nouitatis præcones, qua publicè, qua priuatim in diuersis illius Regni partibus eam disseminantes (propter mortalium scelera permittente Deo), adeo profecerunt, vt breui temporis interuallo, & Principum auctoritas, & Religionis maiestas in eodem regno pessum ierit. Præfatis duobus Diaboli filijs sequenti anno se tertius adiunxit Ioannes Kanoxus Necromantus Presbyter apostata ab exilio, quo propter patrata scelera fuerat dam natus, reuersus, omnesque quorundam nobilium fauorem nacti, Ecclesias, Monasteria, atque Cœnobia sacra spoliare, ac diruere incepere, quod & Iacobus nothus, qui Ecclesiasticam vitam pertæsus, ex Priore Santandreano Morauiensis Comes, & crudelissimus Catholicorum euasit persecutor. Et quia abissus abissum inuocat, rebellantibus in eodem Regno sequenti anno in Reginam Matrem sectarijs Ecclesiastici Præsules è proprijs fuere sedibus pulsi, atque ita res Catholica paulatim, declinauit vsque ad impiæ Elisabethæ Angliæ Reginæ tempora, quae à Sanctissimo Pio V. anno 1569, anathemate sauciata crudelissimè in Mariam Scotiæ Reginam pietate Catholica, cæterisque virtutibus ditatam infeuiens, post longum xx. annorum carceris squallorem, capite dam-

nauit 18 Februarij anno 1587. Catholicosque omnes, plurimis eorum diris supplicijs traditis, persequi nunquam destitit. Atque ita factum est vt cum Fidei Catholicæ euersione haec quoque Prouincia fuerit in Ordine sublata.

No. II.

TIT. 130. CANDIDÆ CASÆ.[1]

P. F. Adam de Scotia, Candidae Casæ Ecclesiam Episcopalem in Scotia existentem regendam obtinuit ab Vrbano V., 15 Kal. Decemb. anno milles. trecentesimo sexagesimo tertio pontificatus sui 2, prout libri prouisionis Prælatorum eiusdem Pont. Max. testantur de quo nec verbum quidem est apud Ord. Scriptores.

TIT. 537. SCOTIÆ.[2]

Pater Fr. Clemens Anglus ex Anglicana prouincia ab Innocētio IV., creatus est Episcopus Scotiæ, cuius fit mentio in Actis Capit. General. Londonis, anno 1250 celebrati, in hunc modū. : "Concedimus F. Clementi, Ord. nostri Episcopo Scotiae post mortem vnam missam per Ordinem, à quolibet Fratre Sacerdote, & in Prouincia Angliæ fiat pro eo, quod pro alio Fratre."

No. III.[3]

DEED OF EXCAMBION, IN APRIL 1477.

Preserved in the Burgh Court Book of Ayr.

Curia capitalis burgi de Are in septo. tent. coram Jacobo Blare aldermano Johne Brown et Johne Steill bailyeis xxi die mensis Aprilis anno dom. Jm iiijc lxxvij, ye quhilk day it was apoyntit concordit & fullely endit betwix worthi men yat is to say ye for writtyn alderman bailyeis & comunitie of ye said burgh on ye ta part and a worthi Religious man Frer Patrik Pulty Priour of ye Frers Prechours of Sanct Katryn & his conwent on ye todder

[1] *Sacrum Theatrum Dominicanum.* Concinnatum à P. Mag. F. Vincentio Maria Fontana. Romæ M.DC.LXVI. p. 154.

[2] Ibid. p. 292.

[3] From the unpublished notes of Mr. Murray Lyon.

part ye vtilite and commoun profet seyn providit & wnderstandyn be sad and degest considderatioun of baitht ye forsaid parties, yat it is to say of ye said alderman bailyeis and comunitie on ye ta part as said is and of ye said priour & his conwent on ye toder part as said is, yat forsamekle as ye said priour & conwent ar infeft perpetualy of thre mylsteds wt licens to be byggit wtin ye bownds of ye burrowfeld pertenyning to ye said burght in contenta'oun of ten punds of vsuale mone of a zerly pensioun of twenty punds gewin to ye said Religious men be our souerane lorde and ye toder ten punds of ye said twenty punds to be takyn zerely of ye first fermys & rewenous to be tane and rasit of ye said burght as ye wrytts & evidents maid betwex ye said parties mar fullely perports. And attour for ye commoun gude & profet of baitht ye said parties seyn & wnderstandyn as said is, ye said alderman bailyeis & comunitie wt yar full consent & assent has gewyn in af exscambioun to ye said priour & conwent perpetualy a mylsteid at ye heid of ye holmys liand next ye crag nuk wt licens & fredoum to byg myll & mylhous as effers and wt ye folowyng of ye wattyr lik ye enfeftment & as ye evidents maid as said is of befor betwex ye said parties, for ye quhilk mylsteide to be biggyt wt ye folowyng of wattyr as effers & as perteneis efter ye furme of ye first enfeftment ye said priour & conwent has in exscambioun perpetualy enterchangit and gyffyn owr ye mylsteid of ye lechmylburne wt ye wattyr folowyng yrof ye housteid & al oder rytwis pertenents quhatsumeuer, and yis exscambioun perpetualy to be kepit & obserwit irrewocably ather of yr parties has maid faithfully promys and efter ye tenor of ye first ewidents but fraud or gyle or ony exceptioun to be kepit and yis contrak to be maid in twa endentours enterchangeabilly wnder baitht yar comoun selis.

CHARTERS

OF

THE FRIARS PREACHERS OF AYR.

1. *Mandate by King Alexander II. to the Provosts of Ayr, for payment of £20 yearly to the Friars Preachers.*—[*4th August* 1242.]

Allexander Dei gracia Rex Scottorum prepositis suis de Are salutem mandamus vobis et precipimus quatinus de primis firmis molendinorum nostrorum et burgi nostri de Are haberi faciatis Fratribus Predicatoribus de Are singulis annis viginti libras sterlingorum de quaquidem summa pecunie dotavimus annuatim ecclesiam eorundem fratrum predicatorum de Are cum dictam ecclesiam fecimus dedicari. Teste Philippo de Maleville et Roberto de Montealto[1] justiciariis Scocie Roberto de Meyners.[2] Apud Forfar quarto die Augusti anno regni nostri vicesimo octavo.

TRANSLATION.

Alexander, by the grace of God King of Scots, to his provosts of Ayr, greeting: We command you that forthwith ye give to the Friars Preachers of Ayr twenty pounds of sterlings[3] out of the readiest fermes of our mills and our burgh of Ayr; with which sum of money we endowed annually the church of the same friars of Ayr, when we caused the said church to be dedicated. Witness Philip de Melville and Robert de Montealto, justiciars of Scotland, Robert de Meyners. At Forfar, 4th day of August, in the year of our reign the twenty-eighth.

[1] John de Melville and Robert de Montealt were joint justiciars of Scotland for the three years ending in 1242.—Chalmers's *Cal.* i. p. 532.

[2] Robert de Meyners died in 1266.—Crawfurd's *Officers of State*, p. 262.

[3] The word *sterling* may lead to misconception. The annuity granted by the king was 4800 silver pennies, a very considerable sum at that time.

2. *Notarial Copy of Bull of Pope Clement IV., declaring the right of the Predicant Friars to hold temporal property.*—[*12th February* 1266.]

Clemens episcopus servus servorum Dei dilectis filiis magistro et Fratribus ordinis Predicatorum salutem et apostolicam benedictionem Obtentu divini nominis cuius cultui sub sacre nostre religionis observancia studetis mente devotissima deservire votis vestris libenter annuimus et peticiones vestras in hiis que digne deposcitis favorabiliter exaudimus Ex parte siquidem vestra fuit propositum coram nobis quod nonnulli prelati clerici et laici in diversis mundi partibus constituti asserentes vos fore mortuos nec valentes proprium possidere vos occasione huiusmodi a quibuslibet successionibus excludere moliuntur Quare pro parte vestra fuit a nobis humiliter postulatum ut ne contingat vos propter huiusmodi presumpcionem talium aliquod incurrere nocumentum congruum super hoc remedium adhibere paterna diligencia curaremus Nos itaque vestris supplicacionibus benignius annuentes auctoritate apostolica declaravimus quod vos in temporalibus bonis in quibus succederetis in seculo existentes licite potestis succedere et bonorum ipsorum possessionem apprehendere ac vendere libere bona ipsa eorumque precium in utilitatem vestram convertere prout vobis melius videbitur expedire Universas autem interdicti suspensionis et excommunicacionis sentencias quas contra presentis declaracionis tenorem per quemcunque ferri contigerit decernimus irritas et inanes Nulli ergo omnino hominum liceat hanc paginam nostre declaracionis et constitucionis infringere vel ei ausu temerario contraire Si quis autem hoc attemptare presumpserit indignacionem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se noverit incursurum. Datum Perusii ii° Idus Februarii pontificatus nostri anno primo etc.

Hec est vera copia bulle declaracionis et constitucionis principalis concordans in omnibus cum originali nichil addito aut remoto quod substanciam facti mutaret aut intellectum quovismodo variaret In cuius rei testimonium signo et subscripcione meis manualibus signavi et subscripsi apud Edinburgh die xxv^{to} mensis Septembris anno domini millesimo quingentesimo decimo quinto indictione quarta pontificatusque sanctissimi in Christo patris et domini nostri domini Leonis divina providencia pape decimi anno tercio.

THOMAS FORBES, ETC.

Abstract.

Notarial copy of Bull of Pope Clement (Fourth) in favour of the master and brethren of the order of Predicants, whereby, in answer to certain petitions from them for remedy against the misrepresentations of some prelates and others in various parts of the world, asserting that they were dead (to the world), and not capable of enjoying temporal property, thereby designing to exclude them from succession to any goods, the Pope declares that they, being in the world, may lawfully succeed to, possess, and sell, temporal property, and employ the proceeds to their own advantage as they may think best; and decrees all sentences of interdict, suspension, and excommunication, by whomsoever pronounced, contrary to the tenor of this Bull, to be null and void. Dated at Perugia (12th) February (1266). Copied by Thomas Forbes, notary, at Edinburgh, 25th September 1515.

3. *Charter by King Robert the Bruce to the Prior and Convent of the Friars Preachers of Ayr, of £20 out of the Rents of the Mills of the Burgh of Ayr.*—[*6th February* 1328.]

Robertus Dei gracia Rex Scottorum omnibus probis hominibus tocius terre sue salutem. Sciatis nos pro salute anime nostre et pro salute [animarum antecessorum] et successorum nostrorum regum Scocie dedisse concessisse et per presentes literas nostras confirmasse religiosis viris priori et conventui fratrum Predicatorum [de] Are viginti libras sterlingorum de elemosina nostra speciali pro sustentacione ecclesie et domorum suarum percipiendas sibi [annuatim de primis firmis] molendinorum nostrorum et burgi nostri de Are ad terminos Pentecostes et Sancti Martini in hyeme pro equali porcione [per manus Camerarij nostri Scocie et minis]trorum suorum qui pro tempore fuerint absque aliqua contradictione. In cuius rei testimonium has literas nostras perpetuo duraturas [sibi fieri fecimus] patentes. Apud Gervan in Carrick sexto die Februarij anno regni nostri vicesimo tercio.[1]

[1] The original is much torn ; small portion of Great Seal left. The lost portions are restored from the confirmation by King David, No. 7.

ABSTRACT.

Charter of King Robert the Bruce, in favour of the prior and convent of the Friars Preachers of Ayr, of £20 of sterlings yearly, from the rents of the king's mills of the said burgh, in special alms for the souls of his majesty and of his ancestors and successors, kings of Scotland, and for the maintenance of the church and house of the said friars. Dated at Girvan in Carrick, 6th February 1328.

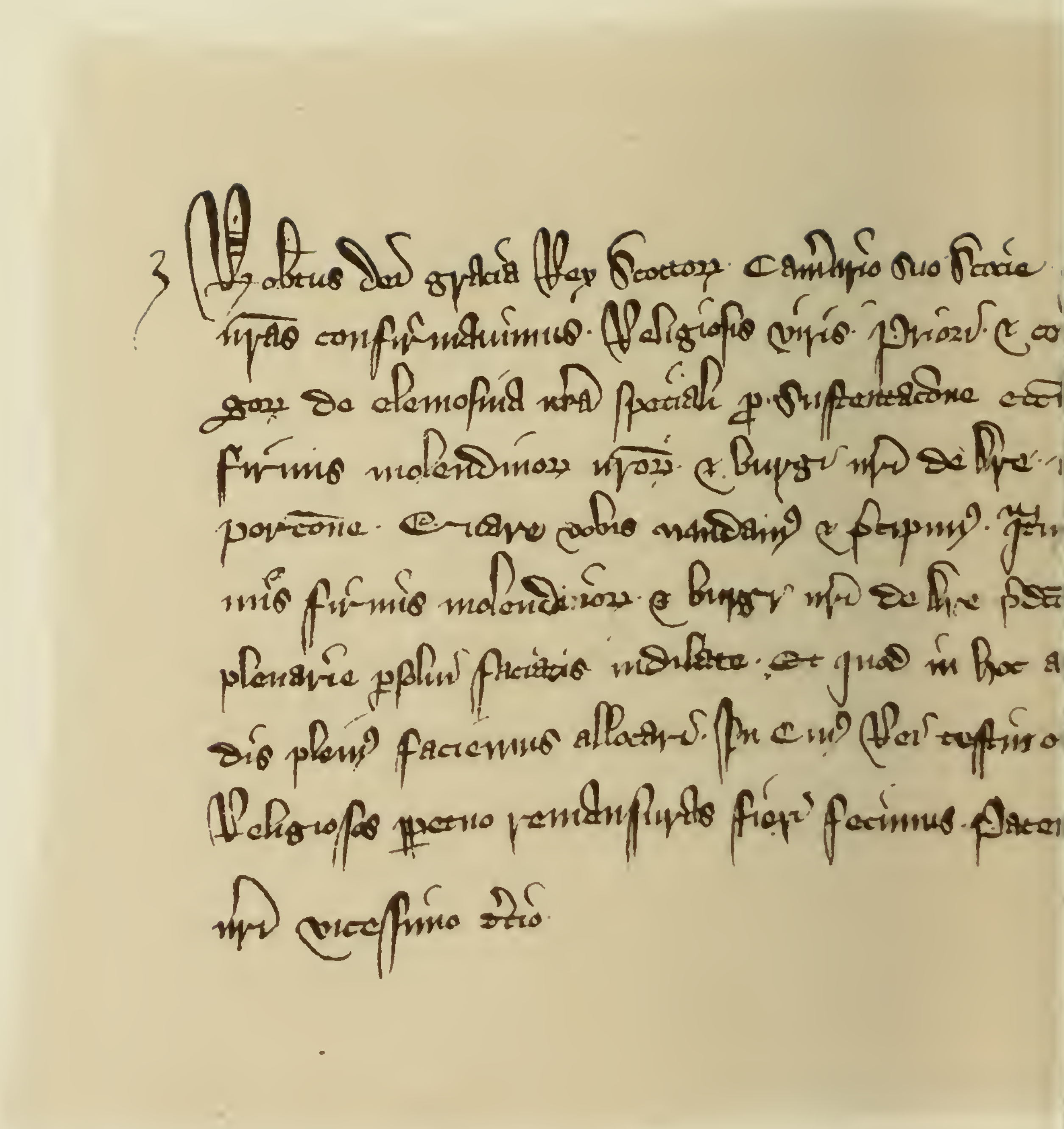
4. *Mandate by King Robert the Bruce to the Lord High Chamberlain, for payment of £*20 *yearly to the Friars Preachers of Ayr.*—[*6th February* 1328.]

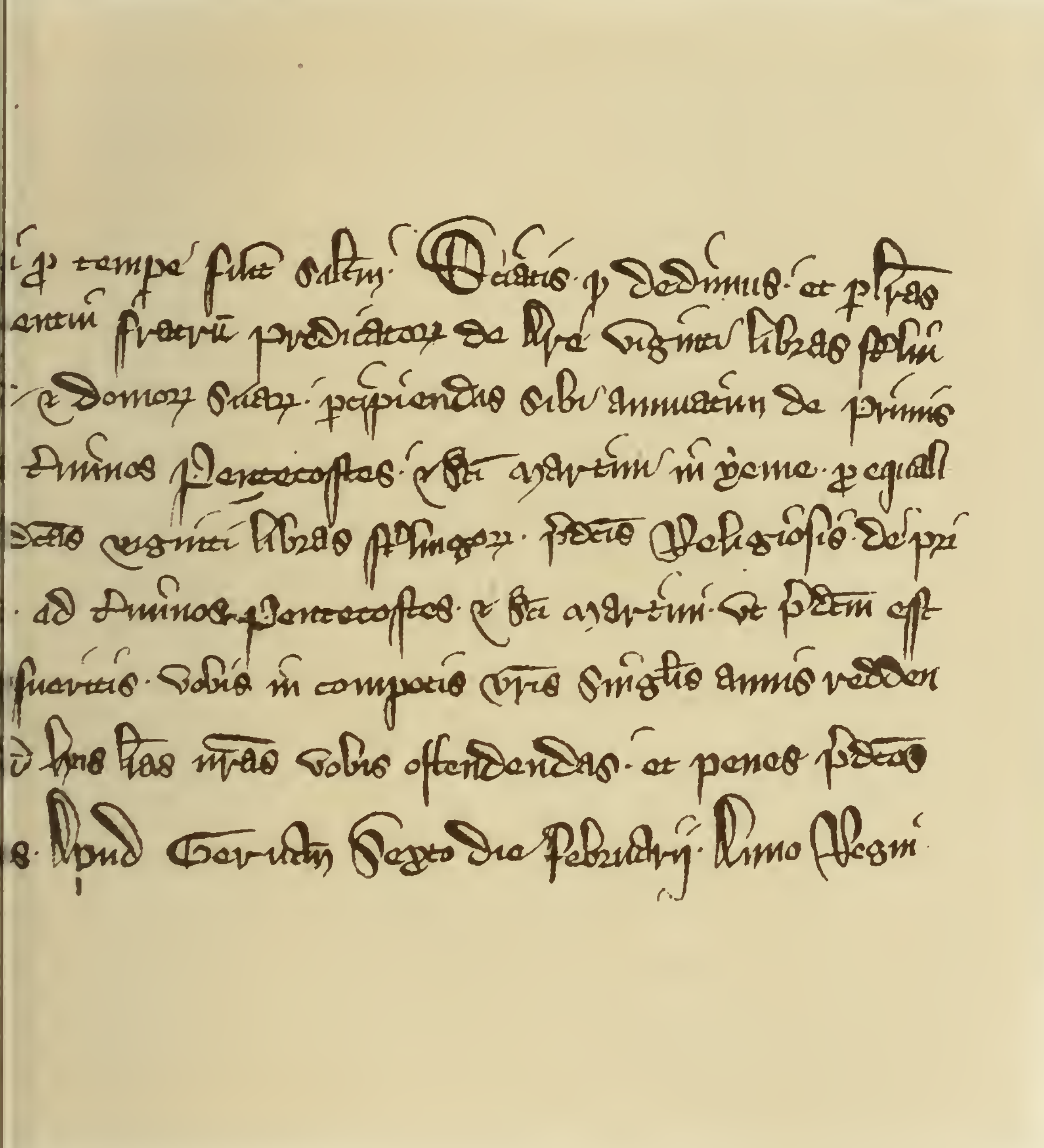
Robertus Dei gracia Rex Scottorum camerario suo Scocie qui pro tempore fuerit salutem Sciatis quod dedimus et per literas nostras confirmavimus religiosis viris priori et conventui Fratrum Predicatorum de Are viginti libras sterlingorum de elemosina nostra speciali pro sustentacione ecclesie et domorum suarum percipiendas sibi annuatim de primis firmis molendinorum nostrorum et burgi nostri de Are ad terminos Pentecostes et sancti Martini in yeme pro equali porcione Quare vobis mandamus et precipimus quatinus dictas viginti libras sterlingorum predictis religiosis de primis firmis molendinorum et burgi nostri de Are predictorum ad terminos Pentecostes et sancti Martini ut predictum est plenarie persolvi faciatis indilate et quod in hoc apposueritis vobis in compotis vestris singulis annis reddendis plenius faciemus allocari In cuius rei testimonium has literas nostras vobis ostendendas et penes predictos religiosos perpetuo remansuras fieri fecimus patentes Apud Gervan sexto die Februarij anno regni nostri vicesimo tercio.[1]

ABSTRACT.

Mandate by King Robert the Bruce, under the Great Seal, to the Chamberlain of Scotland, commanding him to pay to the prior and convent of the Friars Preachers of Ayr the sum of twenty pounds of sterlings yearly, out of the readiest fermes of the king's mills and burgh of Ayr, of his

[1] Small portion of Great Seal remaining.


3 Robertus dei gratia Rex Scottorum Camerario suo Scocie
litteras confirmavimus Religiosis viris Priori et co
gorum de elemosina nostra speciali pro sustentacione
firmis molendinorum nostrorum et burgi nostri de Perth
porcione Et ideo vobis mandamus et precipimus
nis firmis molendinorum et burgi nostri de Perth pred
plenarie persolui faciatis indilate Et quod in hoc a
dis plenius faciemus allocari In cuius Rei testimonium
Religiosis patentes fieri facimus Datum
anno vicesimo tercio



q tempore fuit concessum. Sciatis quod dedimus et presentes
artium fratrum predicatorum de Ripe viginti libras solidorum
e domorum suarum percipiendas sibi annuatim de primis
terminos Penthecostes et sancti Martini in yeme per equales
dictas viginti libras sterlingorum. Predictis Religiosis de pri
. ad terminos Penthecostes et sancti Martini ut predictum est
fueritis vobis in compotis vestris singulis annis redden
d has litteras nostras vobis ostendendas. et penes predictos
s. Apud Cerutam sexto die Februarii. Anno Regni

special alms, for the maintenance of the church and house of the said friars. Dated at Girvan, 6th February (1328).

5. *Charter by Robert I., granting to the Friars Preachers of Ayr the right to have their corn ground without multures.*—[*21st February* 1328.[1]]

Robertus Dei gracia Rex Scottorum omnibus probis hominibus tocius terre sue salutem Sciatis nos pro salute anime nostre et animarum antecessorum et successorum nostrorum regum Scocie concessisse et hac presenti carta nostra confirmasse Fratribus Predicatoribus de Are quod ipsi libere molant sine multura ad molendina nostra de Are blada ad victum eorum qualitercumque necessaria et quod ipsi in molendino sint nobis proximiores alijs quibuscunque in molendinis predictis In cuius rei testimonium presenti carte sigillum nostrum precepimus apponi testibus Waltero de Twinham cancellario nostro Thoma Ranulphi comite Moravie domino vallis Anandie et Mannie nepote nostro Jacobo domino de Douglas et Alexandro de Seton militibus Apud Inchemichell[2] vicesimo primo die Februarii anno regni nostri vicesimo tercio.

Abstract.

Charter by Robert I., King of Scots, whereby for the weal of his soul and of the souls of his ancestors and successors kings of Scotland, he grants to the Friars Preachers of Ayr the right of grinding their grain, of whatever sort necessary for food, at his mills of Ayr, free of multure: and that they shall be nearer to the king in the mill than any others. Dated at Inchemichell, 21st February 1328.

6. *Charter by Malcolm, Earl of Wigton, to the Friars, of* 100 *shillings annually, and the land of Duppoll.*—[*3d May* 1336.]

Omnibus hanc cartam visuris vel audituris Malcolmus Flemyng Comes de Wygtona[3] salutem in domino sempiternam Sciatis nos dedisse concessisse ac presenti carta nostra confirmasse Deo et beate Marie ac Fratribus Pre-

[1] The original of this charter is not preserved. It is taken from the confirmation by Robert III. in 1390, No. 22.

[2] In Galloway. *Exchequer Rolls*, Record edition, vol. i. p. 152.

[3] Douglas's *Peerage* (1813), vol. ii. p. 629.

dicatoribus domus sancte Katerine de Are presentibus et futuris in puram et perpetuam elemosinam pro exhibicione unius sacerdotis celebrantis et lumine exspendendo in cappella beate Marie virginis dictorum fratrum per nos constructa pro anima nostra et animabus parentum nostrorum antecessorum et successorum et pro animabus omnium fidelium defunctorum imperpetuum illum annuum redditum centum solidorum nobis debitum sive exeuntem de terra de Cars et de Bulschalach infra Kyle regis ac eciam totam illam peciam terre cum pertinenciis de Duppoll que erant quondam Johannis de Kylmernoc infra campos burgi de Are tenendas et habendas eisdem fratribus et eorum successoribus a nobis et heredibus nostris imperpetuum per omnes rectas metas et divisas suas cum omnibus libertatibus commoditatibus et asyamentis ad dictam peciam terre spectantibus seu spectare valentibus in futurum adeo libere et quiete plenarie integre et honorifice bene et in pace sicut aliqui religiosi aliquam perpetuam elemosinam in toto regno Scocie habent seu posident Et nos vero predictus Malcolmus et heredes nostri totum predictum annuum redditum centum solidorum et totam predictam peciam terre cum pertinenciis predictis fratribus in omnibus et per omnia ut prescriptum est contra omnes viventes warentizabimus acquietabimus et imperpetuum defendemus In cuius rei testimonium presenti carte nostre sigillum nostrum est appensum Hiis testibus dominis Duncano Cambel[1] Alano de Kathkert[2] Roberto Wallays militibus et multis aliis Datum apud Are tercio die mensis Maij anni domini millesimi ccc[i] tricesimi sexti.[3]

Abstract.

Charter by Malcolm Flemyng, Earl of Wigton, granting to God and Saint Mary, and to the Friars Preachers of the house of St. Katherine of Ayr, in pure and perpetual alms, for the maintenance of one officiating priest, and light to be used in the chapel of the blessed Virgin Mary of the said friars, built by the said earl, for his own soul and the souls of his parents, etc., an annualrent of 100 shillings out of the lands of Cars and Bulschalach in Kyle regis: and also all that piece of land, with the pertinents, of Duppoll, which belonged to the late John of Kylmernoc, within the lands of the burgh of Ayr. Dated at Ayr 3d May 1336.

[1] *Reg. Mag. Sig.* (Record edition), p. 8, No. 38.
[2] Douglas's *Peerage* (1813), vol. i. p. 339.
[3] Seal wanting.

7. *Confirmation by King David II. of Charter by King Robert the Bruce, of £20 yearly to the Friars Preachers of Ayr.*—[30*th June* 15° An.]

David Dei gracia Rex Scottorum Omnibus probis hominibus tocius terre sue clericis et laycis salutem Sciatis nos inspexisse ac veraciter intellexisse cartam clare memorie domini progenitoris nostri non abolitam non cancellatam nec in aliqua sui parte viciatam in hec verba Robertus Dei gracia rex Scottorum omnibus probis hominibus tocius terre sue salutem Sciatis nos pro salute anime nostre et pro salute animarum antecessorum et successorum nostrorum regum Scocie dedisse concessisse et per presentes literas nostras confirmasse religiosis viris Priori et conventui fratrum Predicatorum de Are viginti libras sterlingorum de elemosina nostra speciali pro sustentacione ecclesie et domorum suarum percipiendas sibi annuatim de primis firmis molendinorum nostrorum et burgi nostri de Are ad terminos Pentecostes et sancti Martini in hyeme pro equali porcione per manus Camerarij nostri Scocie et ministrorum suorum qui pro tempore fuerint absque aliqua contradictione In cuius rei testimonium has literas nostras perpetuo duraturas sibi fieri fecimus patentes apud Gervan in Carrych sexto die Februarij anno regni nostri vicesimo tercio Quam quidem cartam in omnibus punctis articulis condicionibus et circumstancijs suis forma pariter et effectu nos divine caritatis intuitu et pro salute anime nostre ac pro salute animarum antecessorum et successorum nostrorum Regum Scocie approbamus ratificamus ac in puram et perpetuam elemosinam confirmamus In cuius rei testimonium presenti carte nostre sigillum nostrum precepimus apponi testibus Roberto Senescallo Scocie nepote nostro karissimo Johanne Ranulphi comite Moravie domino vallis Anandie et Mannie consanguineo nostro Malcolmo Flemyng Thoma de Carnoto[1] Cancellario nostro et Philippo de Meldrom militibus Apud villam de Are ultimo die Junij anno regni nostri quinto decimo.

ABSTRACT.

Confirmation by David the Second, King of Scots, under the Great Seal, of the charter granted by King Robert the Bruce to the prior and convent of the Friars Preachers of Ayr, of £20 of sterlings yearly, from the rents of the mills of the burgh of Ayr, in special alms, for the soul of the king, his

[1] Sir Thomas Charters was made Chancellor in 1342, and died in 1347. Craufurd's *Officers of State*, p. 19.

ancestors and successors, and for maintenance of the church and house of the said friars. King David renews the grant in similar terms. Dated at the town of Ayr, 30th June, in the fifteenth year of his reign.

8. *Charter by Malcolm, Earl of Wigton, to the Friars Preachers of Ayr, of Six Merks yearly out of his coffers.*—[*6th July* 1344.]

Universis Christi fidelibus presentes literas inspecturis Malcolmus Flemyng comes Wigtone salutem in domino Noveritis me dedisse concessisse et hoc presenti scripto inperpetuum confirmasse fratribus ordinis Predicatorum domus beate Katerine de Are presentibus et futuris in puram et perpetuam elemosinam pro exhibicione unius fratris sacerdotis celebrantis in capella dictorum fratrum per me constructa pro anima mea et parentum meorum antecessorum et successorum in perpetuum sex marcas sterlingorum de cofris meis ad duos anni terminos tres videlicet marcas ad festum sancti Martini in yeme et alias tres marcas ad festum Pentecostes immediate sequentis termino prime solucionis incipiente anno domini millesimo ccc° quadragesimo quarto et sic de termino in terminum et anno in annum in perpetuum ad quarum sex marcarum solucionem annis singulis terminis memoratis me et heredes meos et assignatos terras meas et omnia bona mea mobilia et immobilia ad quorumcunque manus fuerint devoluta firmiter obligo per presentes Et si aliquo casu contingente contingat me vel heredes meos seu assignatos deficere in solucione dictarum sex marcarum in toto vel in parte ad terminos memoratos ex nunc pro tunc subicio memetipsum heredes meos et assignatos ad quos quocumque modo terre mee fuerint in posterum devolute jurisdicioni et cohercioni episcopi Glasguensis vel eius officiorum qui pro tempore fuerint quod ipsi vel eorum alter possint vel possit me et heredes meos et assignatos compellere sola inspeccione presentis unica tantum monicione premissa ad solucionem dicte pecunie dictis terminis persoluende per sentenciam excommunicacionis de die in diem in personas nostras promulgande obligans nichilominus me et heredes meos et assignatos ad solvendum nomine pene fabrice ecclesie Glasguensis duas marcas sterlingorum quocienscumque in solucione dictarum sex marcarum suis terminis in toto vel in parte defecero vel heredes mei seu assignati defecerint in futurum Et ad maiorem premissorum omnium securitatem ac perpetuam confirmacionem sigillum meum una cum sigillo venerabilis patris domini

Universis Christi fidelibus presentes litteras inspecturis Malcolmus Flemyng ...
hoc presenti scripto in perpetuum confirmasse fratribus ordinis predicatorum de...
pro exhibicione unius fratris sacerdotis celebrantis in capella dictorum fratrum p...
sex marcas sterlingorum de coffris meis ad duos anni terminos. tres v...
Pentecostes immediate sequentis. terminus prime solucionis incipiente anno domini...
ad quarum sex marcarum solucionem annis singulis terminis memoratis: me et heredes m...
quorumcumque manus firme devoluta fuerit obligo per presentes. Et si aliquo cas...
sex marcarum in toto vel in parte ad terminos memoratos. ex nunc pro tunc. subicio...
in posterum devolute. iurisdiccioni et cohercioni episcopi Glasguensis vel eius officialis qu...
et assignatos compellere sola inspeccione presencium. omni tamen monicione p...
de die in diem in personas nostras pronunciande obligans nichilominus me et...
marcas sterlingorum quascumque in solucione dictarum sex marcarum suis terminis in...
Et ad maiorem premissorum omnium securitatem ac perpetuam confirmacionem sig...
Glasguensis ad meum rogatum presentibus est appensum. Datum apud Glasguensem...

es Wigtone . salutem in domino . Noveritis me dedisse . concessisse . et
e bacine de terr' presentibus et futuris in puram et perpetuam elemosinam
confirmata . pro anima mea et parentum meorum antecessorum et successorum in perpetuum
s marcas ad festum sancti Martini in yeme . et alias tres marcas ad festum
millesimo . ccc . quadragesimo quinto . et sic de termino in terminum et anno in annum in perpetuum .
. et assignatos . terras meas . et omnia bona mea mobilia et inmobilia ad
angere contingat me vel heredes meos seu assignatos deficere in solucione dictarum
inzipin . heredes meos . et assignatos . ad quod quandocumque modo contra me fuit
tempore fuit . quod ipsi vel eorum alter possit vel possint . me et heredes meos .
ipsa . ad solucionem dicte pecunie dictis terminis persoluende . per sententiam excommunicacionis
es meos et assignatos ad soluendum nomine pene . fabrice ecclesie Glasguensis . duas
vel in parte defecero vel heredes mei seu assignati defecerint in futurum .
i meum vna cum sigillo venerabilis patris domini Willelmi dei gratia tunc episcopi
sexto die mensis Julii . Anno domini millesimo . ccc . quadragesimo quinto . —

Willelmi[1] Dei gracia tunc episcopi Glasguensis ad meum rogatum presentibus est appensum. Datum apud Glasgow sexto die mensis Julii anni domini millesimi ccc[i] quatragesimi quarti.[2]



ABSTRACT.

Charter by Malcolm Flemyng, Earl of Wigton, in favour of the Friars of the Preaching order, of the house of Saint Katerine of Ayr, granting to them in pure alms, for the support of one friar officiating as priest in the chapel of the said friars, built by the said earl, for his own soul and those of his parents, etc., six merks of sterlings out of his coffers, at two terms of the year, three merks at Martinmas and three at Whitsunday, the first term's payment beginning in the year 1344: Providing that should he or his heirs happen to fail in payment of the said sum in whole or in part, at the said terms, they shall be subject to the jurisdiction of the Bishop of Glasgow or his officers, who shall have power to compel payment of the premises by the sentence of excommunication from day to day against their persons; with obligation to pay to the fabric of the Church of Glasgow two merks sterling in name of penalty for each term in which the premises are not fulfilled. Dated, and sealed with the granter's seal, and that of William, Bishop of Glasgow, at the earl's request, at Glasgow, 6th July 1344.

9. *Notarial Copy of Precept by King David the Second, for the observance of the Bull of Pope Clement the Fourth, affirming the privileges of the Friars Preachers.*—[*12th April* 16° An.]

David Dei gracia Rex Scotorum omnibus probis hominibus tocius terre sue clericis et laicis salutem Noveritis nos inspexisse ac veraciter intellexisse bullam domini Clementis pape quarti in filo serico bullatam non cancellatam

[1] William Raa was at this time Bishop of Glasgow. *Reg. Epis. Glas.*, vol. i. p. xxxviii.

[2] One of the Seals entire, the other lost.

non abolitam nec in aliqua sui parte viciatam tenorem qui sequitur de verbo ad verbum per omnia continentem CLEMENS episcopus [etc. See No. 2, *supra*]. Nos vero iure sive previlegio quod dictis religiosis viris videlicet Fratribus ordinis Predicatorum competit per dictam bullam papalem infra regnum nostrum nolentes in aliquo derogare set potius est nostre intensionis duce Deo ipsorum religiosorum libertates et previlegia tam in his quam in aliis inviolabiliter facere nostris temporibus observari omnibus et singulis justiciariis vicecomitibus burgorum prepositis et eorum ballivis ceterisque ministris et fidelibus nostris quorum interest ad quos presentes littere pervenerint districte precipimus et mandamus quatinus declarationem et constitutionem dicte bulle papalis quam in omnibus punctis conditionibus et articulis suis quibuscunque ratam habemus et firmam predictis religiosis in eorum ballivis et burgis faciant de cetero firmiter observari contradictores et rebelles si qui fuerint auctoritate nostra ad hoc quociens opus fuerit compescentes. In cuius rei testimonium has literas penes prefatos religiosos perpetuo remansuras eisdem religiosis fieri fecimus patentes Apud Edinburgh in consilio nostro ibidem tento duodecimo die Aprilis anno regni nostri sexto decimo Originale Aberdoniis magno sigillo regis roboratum cernitur.

[This copy is attested by David Nicholson, clerk of the bailie court of Aberdeen, and there is a duplicate of it in the collection.]

ABSTRACT.

Notarial copy of Precept by King David the Second, addressed to justiciars, sheriffs, provosts, and others, commanding the strict observance of the declaration and constitution of the bull of Pope Clement the Fourth, affirming the rights and privileges of the order of Predicant Friars in regard to their succession to and enjoyment of temporal property, the said bull being engrossed at length in the said precept. Dated at Edinburgh, in the council there held by the King on 12th April, in the sixteenth year of his reign.

10. *Charter by Juliana de Ponte to the Prior and Convent of St. Katherine of Ayr, of an Annuity of* 21 *shillings.—[Not dated, but before* 1340.]

Omnibus hoc scriptum visuris vel audituris Juliana de Ponte filia et

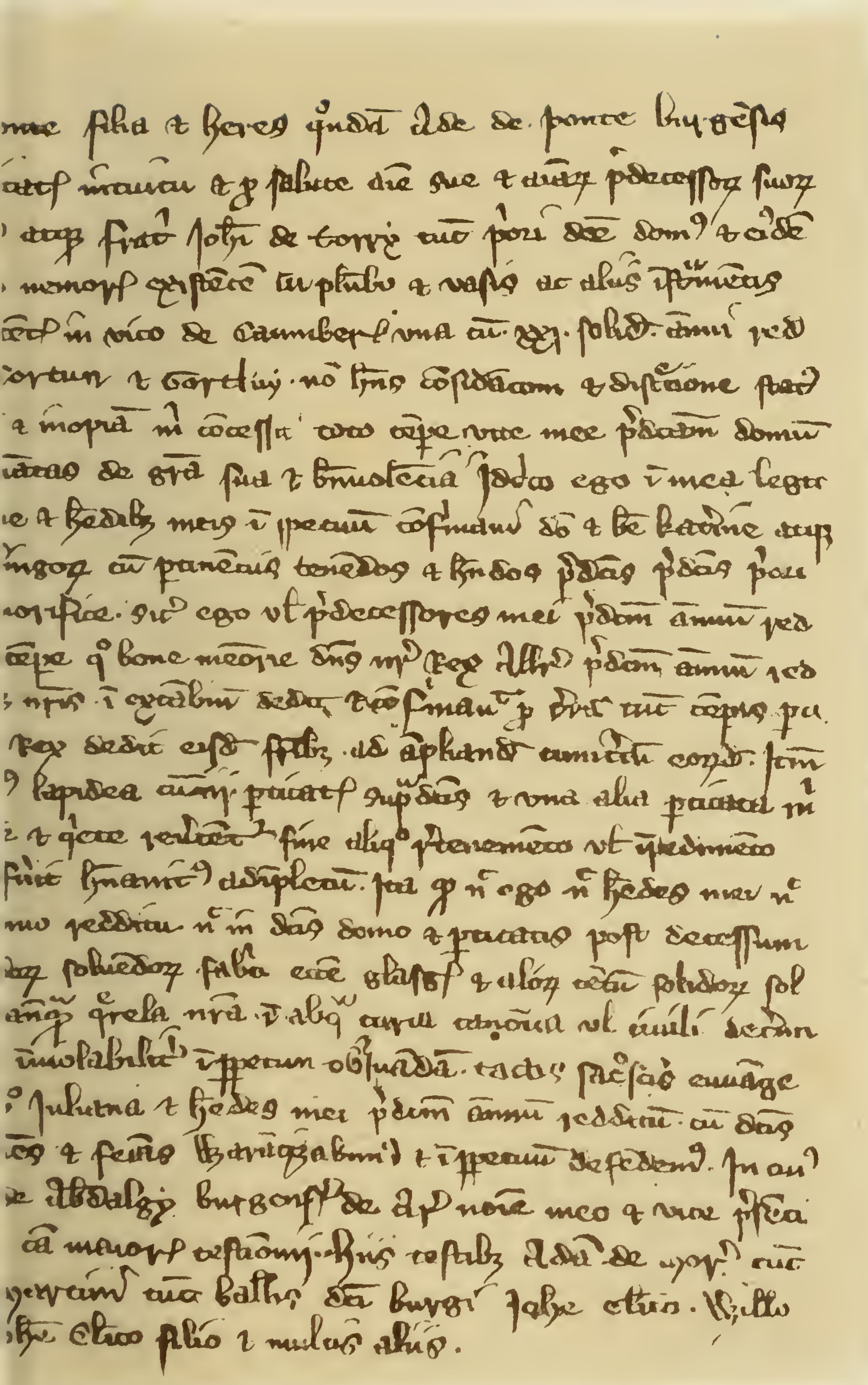
heres quondam Ade de Ponte burgensis de Are salutem in Domino : Quia predictus Adam pater meus caritatis intuitu et pro salute anime sue et animarum predecessorum suorum et successorum dedit et concessit Deo et beate Katerine virgini de Are atque fratri Johanni de Torry tunc priori dicte domus et eiusdem loci conventui ac successoribus suis domum suam lapideam in Vico Nemoris existentem cum plumbo et vasis ac aliis instrumentis totaliter ad dictam domum pertinentibus et tres particatas terre jacentes in vico de Canniber una cum xxj solidis annui redditus singulis annis percipiendis de baronia de Auylway Cortun et Gortluy non habens consideracionem et distinctionem status mei tanquam heredis sui Et quia predictus prior considerans statum meum et inopiam mihi concessit toto tempore vite mee predictam domum lapideam cum plumbo et instrumentis supradictis atque iij particatas[1] prenominatas de gracia sua et benevolencia Idcirco ego in mea legittima viduitate dedi et concessi et hoc presenti scripto meo pro me et heredibus meis in perpetuum confirmavi Deo et beate Katerine atque prefato priori et conventui ac eorum successoribus predictos xxj solidos sterlingorum cum pertinenciis tenendos et habendos predictis priori et conventui et eorum successoribus adeo libere et quiete plenarie et honorifice sicut ego vel predecessores mei predictum annuum redditum liberius et quiecius tenuimus aliquo tempore vel tenere potuimus a tempore quo bone memorie dominus noster rex Allexander predictum annuum redditum de libera firma sua baronie de Auylway predecessoribus nostris in excambium dedit et confirmavit pro terra tunc temporis pertinente ad tantum redditum infra burgum de Are quam dictus dominus rex dedit eisdem fratribus ad ampliandum cimiterium eorundem Item concessi eisdem priori et conventui ac eorum successoribus quod dicta domus lapidea cum iij particatis supradictis et una alia particata mihi prius per ipsum patrem meum in maritagium concessa eisdem libere et quiete revertentur sine aliquo retenemento vel impedimento nostri vel nostrorum si contingat me in fata discedere et cum de me fuerit humanitus adimpletum Ita quod nec ego nec heredes mei nec aliquis nomine nostro de cetero aliquod jus vel clameum in predicto annuo redditu nec in dictis domo et particatis post decessum meum imponemus nec imponere manucapiemus sub pena centum solidorum

[1] A "particate" or rood of land in a barony was eighteen feet, in a burgh it was twenty feet. "Ancient Laws and Customs of the Burghs of Scotland." (*Scottish Burgh Records Society*, 1868, p. 186.)

solvendorum fabrice ecclesie Glasguensis et aliorum centum solidorum solvendorum dicto priori et conventui nomine dampnorum suorum et interesse antequam querela nostra in aliqua curia canonica vel civili determinabitur vel exaudietur Et ad maiorem huius rei securitatem inviolabiliter imperpetuum observandam tactis sacrosanctis evangeliis fidem meam predicto priori et conventui tradidi corporalem Ego vero Juliana et heredes mei predictum annuum redditum cum dictis domo et particatis prout melius et liberius prescriptum est contra omnes homines et feminas warantizabimus et imperpetuum defendemus In cuius rei testimonium quia sigillum proprium non habui sigillum Henrici de Aberdalgy burgensis de Are nomine meo et vice presenti scripto apponi procuravi una cum sigillo communi burgi de Are causa maioris testimonij Hiis testibus Adam de More tunc Aldyrmanno de Are Andrea de Crauford et Willelmo filio Martini tunc ballivis dicti burgi Johanne Clerico Willelmo Petyt Johanne de Crauford Symone de Waschford Johanne Clerico filio et multis aliis.



Omnibus hoc scriptum inspecturis vel audituris Juliana de
de Cl' salutem in Domino. Cum predictus Adam pro me et a
et successorum dedit et concessit deo et beate Katerine virgini de
loci conventui et successoribus suis domum suam lapideam in
toliis ad dictam domum pertinentibus et tres particatas terre
dam singulis annis percipiendas de baronia de Aquilleya
meo aliquo herede suo. Et quia predictam parvam considerans statum m
lapideam cum plumbo et instrumentis supradictis atque iii. particatas
anime viduitate dedi et concessi et hoc presenti scripto meo
presentato priori et conventui et eorum successoribus predictos xxi. sol.
et conventui et eorum successoribus adeo libere et quiete plenarie et
dictam liberius et quietius unquam aliquis cepit vel cepere poterunt
dictum de libera firma sua baronie de Aquilleya predicta
nomine ad totum redditum infra burgum de Cl'. quem dominus d
concessit eisdem priori et conventui et eorum successoribus quod dicta d
suis per ipsum patrem meum in maritagium concessit. eisdem
mihi vel meorum si contigerit me in fata decedere et cum de m
aliquis nomine nostro de cetero aliquod jus vel clamium in predict
meum. supponens me et supponens manucaptores sub pena centum s
reddere dictis priori et conventui. nove dignitati suorum et medie
valorem vel exaudiret. Et ad maiorem huius rei securitatem
lius fide mea predictis priori et conventui tactis corporaliter. Ego
domo et particatis pertinentibus meliis et liberis prescriptum est. quia omnia
rei testimonium quia sigillum proprium non habui sigillum Henrici
scripto apponi procuravi una cum sigillo communi burgi de
Aldermanno de Cl'. Radulpho de Crauford. et Willelmo f
Petro Johanne de Crauford. Simone de Wastiford



nne filia et heres quondam Ade de ponte Kyngeste
atis mauritii et pro salute anime sue et animarum predecessorum suorum
capud fratris Johis de Torrint tunc priori dicte domus et conde
monasterii contingente in plumbo et vasis ac aliis instrumentis
terr in vico de Camberwel una cum xxx solid. annui red
ortum et curtilagii non [illegible] consideracionem et distinctione fact
a inopia mea concessi tempore viduitatis mee predictam domum
atas de terra sua et brasineam predictas ego in mea legia
e et heredibus meis in perpetuum confirmavi deo et beate Katerine
ingorum cum pertinenciis tenendas et habendas predictas predictas pacem
ortifice. Sicut ego vel predecessores mei predictum annuum red
tempore quo bone memorie dominus meus Rex [illegible] predictum annuum red
nostris in excambium dedit et confirmavit per cartam suam capitulo pa
Rex dedit eisdem fratribus ad ampliandam amicitiam eorum. Item
lapidea cum pertinentiis super dictas et una alia parcella m
e et quiete sicut iacet sine aliquo retenemento vel impedimento
fuit [illegible] adimpleam. Ita quod nec ego nec heredes mei nec
mo redditu nec in dictis domo et parcellis post decessum
rum solvendorum salva curie [illegible] et aliorum octo solidorum sol
aliqua querela nostra et absque aliqua canonica vel civili [illegible]
inviolabiliter in perpetuum observanda. tactis sacrosanctis evangeliis
Juliana et heredes mei predictum annuum redditum cum dictis
is et [illegible] warantizabimus et in perpetuum defendemus. In cuius
e [illegible] burgensis de [illegible] nostro meo et [illegible]
ca maioris cautionis. His testibus Adam de [illegible] tunc
gervasio tunc ballivo dicti burgi Johe clerico. Willo
[illegible] clerico filio et multis aliis.

Translation.

To all who shall see or hear this writing, Juliana of Ponte, daughter and heir of the late Adam of Ponte, burgess of Ayr, greeting in the Lord: Whereas the foresaid Adam, my father, not having consideration and discernment of my estate as his heir, by a charitable impulse, and for the welfare of his soul, and of the souls of his ancestors and successors, gave and granted to God and the blessed Katherine the virgin, of Ayr, and to friar John of Torry, then prior of the said house, and to the convent of the same place, and their successors, his stone house in the Woodgate, with the "lead" and vessels and other utensils wholly belonging to the said house, and three perches of land lying in the Cannibergate, together with twenty-one shillings of sterlings of annualrent to be uplifted from the barony of Alloway, Cortun and Gortluy: and whereas the foresaid prior, considering my estate and need, has of his favour and good will, granted to me, for the whole time of my life, the aforesaid stone house, with the "lead" and utensils above mentioned, and three perches before named, Therefore I, in my lawful widowhood, have given and granted, and by this my present writing, for me and my heirs for ever, confirmed to God and Saint Katherine, and to the foresaid prior and convent, and their successors, the foresaid twenty-one shillings of sterlings with the pertinents, to hold to them and their successors, as freely and quietly, fully and honourably, as I or my predecessors held the foresaid annualrent, at any time since our lord the King Alexander gave and confirmed the said annualrent from his free ferme of the barony of Alloway, to our predecessors, in excambion for land yielding as much rent within the burgh of Ayr, which the said king gave to these friars for enlarging their cemetery: Further, I have granted to the same prior and convent, and their successors, that the said stone house, with three perches above said, and with another perch formerly granted to me by my said father as a marriage-portion, shall freely and quietly revert to them, without any withholding or impediment of us or ours, if it shall happen me to die, and when humanly there shall be an end of me, so that neither I nor my heirs nor any one in our name, thenceforth, after my decease, shall make, or take in hand to make, any claim to the foresaid annualrent, nor to the said house and perches, under the penalty of one hundred shillings to be paid to the fabric of the Church of Glasgow, and of another hundred shillings

to be paid to the said prior and convent in name of their damages and interest, before our complaint shall be determined or heard in any Court, canonical or civil: And for the greater security of this matter, to be for ever inviolably observed, I have made bodily faith to the foresaid prior and convent by touching the sacred gospels: And I, Juliana, and my heirs, shall warrant and for ever defend the foresaid annualrent, with the said house and perches, as is better and more freely before written, against all men and women. In witness whereof, because I have not my own seal, I have procured the seal of Henry of Aberdalgy,[1] burgess of Ayr, in my name and stead to be affixed to this present writing, together with the common seal of the burgh of Ayr, for the sake of greater evidence, these being witnesses, Adam of More, then alderman of Ayr,[2] Andrew of Crauford, and William son of Martin, then bailies of the said burgh, John Clerk, William Petyt, John of Crauford, Symon of Waschford, John Clerk, son, and many others.

11. *Charter by Andrew of Wasford, and Margaret his wife, to the Friars Preachers of Ayr, of a Tenement and three perches of Land in Ayr.—[Not dated, but circa* 1340.]

Omnibus hoc scriptum visuris vel audituris Andreas de Wasford filius et heres quondam Symonis de Wasford[3] burgensis de Are salutem in domino sempiternam: Noverit universitas vestra me in mea legittima potestate dedisse concessisse et hac presenti carta mea pro me et heredibus meis in perpetuum confirmasse Deo et beate Katerine virgini et domui Fratrum Predicatorum de Are pro salute anime mee et animarum parentum meorum [et] successorum ac omnium fidelium defunctorum et pro lumine exspendendo in magno altari predicti conventus illud tenementum quod quondam fuit patris mei et in meo tempore dedi Margarete uxori mee pro toto tempore vite sue iacens inter terram quondam Reginaldi Allvynson ex una parte et terram Baty Flessor ex altera parte cum le kyll et cum duabus particatis terre iuxta predictum kyll et unum croftum quod vocatur Crukithalf acre iacens inter Camyrgate et longum croftum predictorum fratrum de Are Et

[1] A Walter de Abirdalgy had a charter from Robert Bruce of certain lands in and near the town of Ayr. *Reg. Mag. Sig.* (Record edition), p. 9, No. 43.

[2] The "Alderman of Ayr" is mentioned so late as 1431. *Archæological and Historical Collections relating to Ayr and Wigton* (1878), pp. 226, 227, 230.

[3] Probably one of the witnesses to the preceding charter.

ego predicta Margareta dedi predicto conventui et fratribus de Are unam particatam terre iacentem inter terram Baty Flessor et terram Ade quondam filii Roberti quam Johannes Clericus libere dedit michi heredibus meis et meis assignatis in perpetuum Ita quod non nos nec heredes nostri nec alius nomine nostro de cetero aliquod jus vel clameum in predictis domo et terris post decessum nostrum imponemus nec imponere manucapiemus sub pena quadraginta solidorum fabrice ecclesie Glasguensis et aliorum quadraginta solidorum solvendorum dictis fratribus nomine dampnorum suorum et intercesse antequam querela nostra in aliqua curia canonica vel civili determinabitur vel exaudietur cum hoc renunciando omni juris auxilio tam civilis quam canonica Nos vero Andreas et Margareta et heredes nostri predictas domos cum predictis terris contra omnes homines warantizabimus et in perpetuum defendemus In cuius rei testimonium sigillum meum est appensum una cum sigillo communitatis burgi de Are causa maioris testimonii hiis testibus Roberto Smal[1] tunc aldirmanno de Are Andrea de Crawforde et Atkyn de Barr tunc ballivis dicti burgi de Are Willelmo filio Martini Atkyn Blake Adam Browne et multis aliis.

Translation.

To all who shall see or hear this writing, Andrew of Wasford, son and heir of the late Simon of Wasford, burgess of Ayr, greeting in the Lord: Wit ye me in my lawful power to have given, granted, and by this my present charter, for me and my heirs for ever confirmed, to God and St. Katherine the virgin, and the house of the Friars Preachers of Ayr, for the weal of my soul, and of the souls of my parents and successors, and of all the faithful dead, and for light to be burned on the high altar of the foresaid convent, that tenement which formerly was my father's, and which in my time I have given to Margaret my wife, for her lifetime, lying between the land of the late Reginald Allvynson on the one part, and the land of Baty Flessor on the other, with the kiln, and two perches of land next the said kiln, and one croft called the Crukithalf acre, lying between the Camergate and the long croft of the foresaid Friars of Ayr. And I, the foresaid Margaret, have given to the said convent and friars of Ayr one perch of land lying between the land of Baty Flessor and the land of Adam, sometime son of Robert, which John Clerk freely gave to me, my

[1] Robert Small was alderman in 1359. *Exchequer Rolls* (Record edition), vol. i. p. 609.

heirs and assignees for ever; so that neither we nor our heirs, nor other in our name, shall lay any claim to the foresaid house and lands, under penalty of 40s., to be paid to the fabric of the church of Glasgow, and other 40s. to the said friars in name of damages, before our suit shall be determined or heard in any Court canonical or civil, and renouncing hereby all help from canon or civil law; and we the said Andrew and Margaret, and our heirs, shall warrant and defend the said house and lands for ever against all men. In witness whereof, my seal is appended, together with the seal of the community of Ayr for the sake of greater evidence, these being witnesses, Robert Smal, then alderman of Ayr, Andrew of Crauford and Atkyn of Barr, then bailies of the said burgh, William son of Martin, Atkyn Blake, Adam Browne, and many others.

12. *Charter by John Kylmernock to the Friars Preachers of Ayr, of certain Lands and Rents.*—[16*th May* 1348.]

Universis Christi fidelibus hanc cartam visuris vel audituris Johannes Kylmernock filius et heres quondam Johannis de Kylmernock burgensis de Are Salutem in domino sempiternam Noverit universitas vestra me in mea legittima potestate et urgenti necessitate dedisse concessisse et hac presenti carta mea pro me et heredibus meis et assignatis imperpetuum confirmasse Deo et beate Katerine virgini et domui fratrum Predicatorum de Are pro salute anime mee et animarum parentum meorum ac omnium fidelium successorum et pro lumine exspendendo in magno altari et reparacione domorum predicte sancte Katerine virginis nec non et pro sustentacione mea durante vita mea in eodem loco cum nominatis fratribus cum mihi placuerit interesse omnes terras meas et redditus meos annuales subscriptos mihi hereditarie pertinentes cum saysina data hereditabiliter earundem infra burgum de Are et in territorio eiusdem sive extra videlicet annui redditus annuatim percipiendo tres solidos de domo lapidea Reginaldi Broune in vico Maris et octodecim denarios de fronte terre quondam Hugonis pistoris iuxta le corner buthes in vico de Done et quatuor solidos de domo quondam Johannis P   in eodem vico et septem solidos de terra quondam Willelmi Grene in eodem vico et tres solidos de terra Ricardi Weir in eodem vico et tres solidos de terra Thome Grene in vico Nemoris et quatuor solidos de terra et domo lapidea quondam Thome de Abirdalgy in eodem vico et

quinque solidos de una particata terre iuxta domum Johannis Clerici ex parte boreali in eodem vico et viginti denarios de terra Reginaldi Scrivayner in eodem vico et octodecim denarios de terra quondam Metyldis Slaywrock in vico Camber et octodecim denarios de duabus particatis terre iacentibus in vico Nemoris ubi bostar quondam Roberti pistoris fuit et triginta denarios de duabus particatis terre iacentibus in eodem vico iuxta venellum ubi orrium Walteri de Aberdalgy [1] quondam fuit et quatuor solidos de duabus particatis terre quas quondam Adam Raulot in vico Lapidarii habuit et viginti denarios de duabus particatis terre iacentibus in eodem vico ex opposito molendini ex parte boriali terre Henrici de Aberdalgy ibidem et duodecim denarios de una particata terre iacente ex boriali parte fontis beate Katerine virginis in eodem vico et duos solidos de uno tofto iacente iuxta antiquas fossas Ade Chery in vico qui dicitur le Camergat et quinque denarios de una particata terre que quondam fuit Johannis Sled in eodem vico infra burgum de Are et sexaginta quatuor acras terre iacentes in territorio dicti burgi videlicet sexdecim acras terre iacentes iuxta terram de Crotona inter terras Ade Chery Nicholay Kemloc et domini Abbatis de Melros per suas metas ab antiquo usitatas et triginta duas acras terre iacentes inter le Duppoll et le Montlanhyll et sexdecim acras terre iacentes in territorio dicti burgi que vocatur le Staylredyng le Wett Ackyr le Claveri Velles le Corsmore et le Croucithalf Ackyr cum una particata terre iacente in vico Lapidarii iuxta terram Hugonis de Gartenan una cum piscaria aque de Done cum pertinenciis Tenendas et habendas predictas terras cum predicta piscaria et redditus annuales cum omnibus suis iustis pertinenciis predictis conventui et fratribus ibidem servientibus Deo et inperpetuum servituris pro anima mea et animis omnium fidelium defunctorum non solum omnes terras et redditus iam mihi pertinentes set eciam que vel qui michi in posterum iure hereditario potuerint pertinere sic quod nulla convencio sive donacio facta per me vel per aliquem alium nomine meo amplius valeat set dicta domus omnia bona de dictis terris et redditibus annuatim percipienda pro salute anime mee et antecessorum meorum teneat et possideat in puram et perpetuam elimosinam libere plenarie quiete et honorifice sicud aliqua elemosina a collacione alicuius burgensis in toto regno Scocie liberius quiecius plenius et honorificencius tenetur aut possidetur ita quod nullus nec aliqua heredum meorum

[1] See *Reg. Mag. Sig.* (Record edition), p. 9, No. 43, for a Charter to him by Robert I. A Walter de Aberdalgy of Ayr occurs in the *Exchequer Rolls* (Record edition), vol. i. p. 527.

vel mearum a dicta domo et conventu aliquid exigere presumat nisi solas oraciones ad salutem animarum Et predicti fratres et conventus michi concesserunt in parte sustentacionis mee omnes predictas terras et redditus annuales cum predicta piscaria toto tempore vite mee soluendo predictis domui et fratribus annuatim duodecim denarios in nomine firme annualis predicte terre et redditus annuales cum predicta piscaria eisdem domui et fratribus libere et quiete revertentes sine aliquo retenemento vel impedimento mei vel meorum heredum seu assignatorum vel nostrorum heredum tutorum cum de me fuerit humanitus adimpletum ita quod nec ego nec heredes mee nec aliquis nomine nostro decetero aliquod jus vel clameum in predictis terris et redditibus annualibus post decessum meum imponemus nec imponere manucapiemus Et si aliquo casu contingente quod absit quod contingat me vel aliquem aut aliquam heredum meorum vel mearum seu assignatorum vel nostrorum heredum tutores in premissis istam devotam donacionem presumat anullare ex nunc pro tunc subicio memetipsum heredes meos et assignatos ac nostrorum heredum tutores iurisdiccioni compulcioni et cohercioni episcopi Glasguensis vel eius officialis qui pro tempore fuerit quod ipsi vel alter eorum possint vel possit me heredes meos et assignatos sive nostrorum heredum tutores compellere sola inspectione presencium unica tamen monicione premissa ad solvendum centum marcas sterlyngorum boni argenti in festo beate Katerine virginis infra ortum solis et occasum unius diei super magno altari dicte beate Katerine virginis per sentenciam excommunicacionis de die in diem in personas nostras promulgande cum hoc nichilhominus obligans me heredes meos et assignatos sive nostrorum heredum tutores nomine pene ad solvendum fabrice ecclesie Glasguensis viginti libras sterlyngorum antequam incipiemus aliquem processum iuris vel querela nostra in aliqua curia canonica vel civili exaudietur vel determinabitur cum hoc renunciando omni iuris auxilio tam civilis quam canonici Et ut ista devota donacio mea imperpetuum rata sit et inconcussa huic presenti carte mee sigillum meum est appensum una cum sigillis communitatis burgi de Are et officialis ecclesie Glasguensis causa maioris testimonii apponi presentibus litteris procuravi hiis testibus Roberto Smal tunc aldyrmanno de Are Andrea de Crauford et Atkyn de Barre tunc ballivis dicti burgi de Are Willelmo Halfemarck tunc custode sigilli communitatis pro tunc Willelmo filio Martini Atkyn Blake et Adam Browne cum multis aliis. Datum apud Are sexto decimo die mensis Maii anno gracie m^{mo} ccc quadragesimo octavo.

Abstract.

Charter by John Kylmernock, son and heir of the late John of Kylmernock, burgess of Ayr, in his full power and urgent necessity, granting to God and Saint Katherine the virgin, and to the house of the Friars Preachers of Ayr, for the weal of his soul, and the souls of his parents, and of all faithful successors, and for light to be burned on the high altar, and for the repair of the house of Saint Katherine the virgin, and also for his own sustenance during life, in the same place, all his lands and annualrents in the territory of the burgh of Ayr or outside of the same, viz. a yearly rent of three shillings from the stone house of Reginald Broune in the Seagate; eighteen pence from the front of the land of the late Hugh the baker, next the corner booth in Doungate, and four shillings from the house of the late John P , in the same street, and seven shillings from the *(Illegible.)* land of the late William Grene in the same street, and three shillings from the land of Richard Weir in the same street, and three shillings from the land of Thomas Grene in the Woodgate, and four shillings from the land and stone house of the late Thomas of Abirdalgy in the same street, and five shillings from a perch of land next the house of John Clerk on the north side of the same street, and twenty pence from the land of Reginald Scrivayner in the same street, and eighteen pence from the land of the late Metylda Slaywrock in Cambergate, and eighteen pence from two perches of land lying in the Woodgate, where the byre of the late Robert the baker was, and thirty pence from two perches of land lying in the same street, next the vennel, where the barn of Walter of Aberdalgy used to be, and four shillings from two perches of land which the late Adam Raulot had in the *vicus Lapidarii*, and twenty pence from two perches of land in the same street, opposite the mill on the north side of the land of Henry of Aberdalgy there, and twelve pence from a perch of land lying on the north side of the well of St. Katherine the virgin in the same street, and two shillings from a toft lying next the old pits of Adam Chery in the street called the Camergate, and five pence from a perch of land which belonged to the late John Sled in the same street, within the burgh of Ayr, and sixty-four acres of land lying in the territory of the said burgh, viz. sixteen acres lying next the land of Crotoun, between the lands of Adam Chery, Nicholas Kemloc, and the Lord Abbot of

Melrose, by its ancient boundaries, and thirty-two acres between the Duppoll and the Mortlanhyll, and sixteen acres in the territory of the said burgh which is called the Staylredyng, the Wett Acre, the Claveri Wells, the Corsmore, and the Crookithalf Acre, with one perch of land in the *vicus Lapidarii*, next the land of Hugh of Gartenan, with the fishing of the water of Doun: To be held by the said convent and friars for their prayers only: And the said friars and convent grant to the said John Kylmernock all the foresaid lands and rents, with the fishings, for all the time of his life, in part of his sustenance, for which he shall pay to them twelve pence yearly in name of ferme, and the whole to revert to the convent freely after his death. The granter subjects himself and his heirs to the jurisdiction of the bishop of Glasgow or his official, who shall have power, in the case of any contravention of the premises, to compel them to pay a fine of one hundred merks of sterlings, good money, at the feast of Saint Katherine the virgin, between the rising and setting of the sun of one day, on the high altar of the said Saint Katherine, by the sentence of excommunication to be promulgated from day to day against their persons: obliging himself and his heirs also to pay twenty pounds of sterlings to the fabric of the church of Glasgow before beginning any process of law, or before their plea shall be heard or determined in any court, canon or civil. Sealed with the seal of the granter, the common seal of Ayr, and the seal of the official of Glasgow, and dated at Ayr 16th May 1348.

13. *Protection by Robert II., King of Scots, to the Friars Preachers of Ayr.*—[15*th February* 1372-3.]

Robertus Dei gracia Rex Scottorum omnibus probis hominibus tocius terre sue salutem Sciatis nos religiosos viros Priorem et Fratres Predicatores de Are terras suas homines suos et universas eorundem possessiones ac omnia bona sua mobilia et immobilia ecclesiastica et mundana sub firma pace et proteccione nostra iuste suscepisse Quare firmiter prohibemus ne quis eis malum molestiam iniuriam seu gravamen aliquod inferre presumat iniuste super nostram plenariam forisfacturam Concessimus eciam eisdem religiosis ut nullus namos suos aut hominum suorum capiat pro alicuius debito plegiagio vel forisfacto nisi pro eorundem proprio debito plegiagio seu forisfacto salvis burgis nostris firmiter inhibentes ne quis contra hanc con-

cessionem nostram ipsos vexare presumat iniuste super eandem nostram plenariam forisfacturam Mandamus insuper et firmiter precipimus justiciariis vicecomitibus prepositis et eorum ballivis ad quos presentes litere pervenerint ut omnes illos in eorum ballijs seu burgis qui debita debent eisdem religiosis ad eadem debita eis vel eorum certo actornato latori presencium iuste et sine dilacione reddenda secundum quod dicti religiosi vel dictus eorum actornatus dicta debita sibi deberi ab eiisdem racionabiliter probare poterunt vel poterit coram eis prout iustum fuerit compellant ita quod pro eorundem defectu amplius inde iustam querimoniam non audiamus: In cuius rei testimonium has literas nostras penes prefatos religiosos perpetuo remansuras sibi fieri fecimus patentes. Apud Perth quintodecimo die mensis Februarij anno regni nostri secundo.

Abstract.

Letters patent granted by Robert the Second, King of Scots, in favour of the Prior and Friars Preachers of Ayr, taking them, their lands, men, and whole possessions and goods, movable and immovable, ecclesiastical and secular, under his sure peace and protection, prohibiting any one from doing them any injustice under pain of forfeiture, and from seizing their goods or those of their men for the debt, pledge, or forfeit of anyone unless for their own proper debt, pledge, or forfeit, saving the king's burghs; and straitly charging justiciars, sheriffs, provosts, and their bailies, that they compel all those in their respective jurisdictions who owe debts to these friars, to pay the same without delay. Dated at Perth 15th February, second year of reign. (1372-3.)

14. *Confirmation by Robert II. of a Grant of £20 yearly to the Convent of the Friars Preachers.*—[*22d October* 1376.]

Robertus[1] Dei gracia Rex Scottorum omnibus probis hominibus suis ad quos presentes litere pervenerint salutem Sciatis nos literas celebris memorie domini avi et predecessoris nostri domini Roberti Dei gracia regis Scottorum de mandato nostro visas lectas inspectas et diligenter examinatas non viciatas non cancellatas non rasas non abolitas set omni prorsus vicio et suspicione carentes intellexisse de verbo ad verbum sub hac forma ROBERTUS Dei gracia Rex Scottorum omnibus probis hominibus tocius terre sue salutem

[1] See also *Reg. Mag. Sig.* (Record edition), p. 134, No. 39.

Sciatis nos pro salute anime nostre et pro salute animarum antecessorum et successorum nostrorum Regum Scocie dedisse concessisse et per presentes literas nostras confirmasse religiosis viris priori et conventui Fratrum Predicatorum de Are viginti libras sterlingorum de elemosina nostra speciali pro sustentacione ecclesie et domorum suarum percipiendas sibi annuatim de primis firmis molendinorum nostrorum et burgi nostri de Are ad terminos Pentecostes et sancti Martini in yeme pro equali porcione per manus camerarii nostri Scocie et ministrorum suorum qui pro tempore fuerint absque aliqua contradiccione In cuius rei testimonium has literas nostras perpetuo duraturas sibi fieri fecimus patentes Apud Gervan in Carryk sexto die Februarii anno regni nostri vicesimo tercio Quasquidem literas in omnibus et singulis clausulis condicionibus articulis et circumstanciis suis universis forma pariter et effectu ratificamus approbamus et pro nobis et nostris heredibus imperpetuum confirmamus Et nichilominus pro nobis et eisdem nostris heredibus prefatis religiosis ex habundanti concedimus quod ipsi perpetuis futuris temporibus pro sustentacione ecclesie et domorum suarum percipiant annuatim predictam summam viginti librarum sterlingorum de primis firmis sive denariis percipiendis aut que primo percipi poterint de burgo et molendinis de Are predictis ad terminos Pentecostes et sancti Martini in yeme per porciones equales adeo libere pacifice et quiete in omnibus et per omnia sicut prefate litere dicti domini avi nostri in se liberius iuste continent et proportant Quare camerario nostro et ministris suis qui pro tempore fuerint damus tenore presencium firmiter in mandatis quod prefatas viginti libras eisdem religiosis qui pro tempore fuerint indilate et sine difficultate persolvant annis singulis ad terminos supradictos quas prefato Camerario nostro et ministris suis predictis in compotis suis annuis de firmis eorundem burgi et molendinorum reddendis volumus et precipimus per presentes plenius allocari In cuius rei testimonium has literas nostras perpetuo duraturas predictis religiosis fieri fecimus patentes Apud Are vicesimo secundo die mensis Octobris anno regni nostri sexto.

Abstract.

Confirmation by Robert the Second, King of Scots, of letters patent granted by his grandfather of illustrious memory, King Robert the First, in favour of the prior and convent of the Friars Preachers of Ayr, in special

alms, for the welfare of the king's soul, and of the souls of his ancestors and successors, of twenty pounds of sterlings yearly, to be uplifted from the rents of the king's mills and burgh of Ayr, for the maintenance of the church and house belonging to the said friars; the said sum to be paid by the king's chamberlain, or his servants, and rendered in the accounts of the rents of the said burgh and mills. The letters are dated at Girvan 6th February 1328-9: the confirmation at Ayr 22d October 1376.

15. *Attested Copy of Charter by Malcolm, Earl of Wigton, to the Friars Preachers, of the Land of Duppolle.*—[*15th October* 1381.]

Noverint universi presentes litteras inspecturi nos Nicholaum de Yrwyne officialem curie Glasguensis vidisse et cum diligencia inspexisse quandam cartam domini Malcolmi Flemyng comitis Vygtone non viciatam non cancellatam non rasam non abolitam set omni prorsus vicio et suspicione carentem intellexisse de verbo ad verbum sub hac forma suo sigillo proprio sigillatam Omnibus hanc cartam visuris vel audituris Malcolmus Flemyng comes de Vygtona salutem in Domino sempiternam Sciatis nos dedisse concessisse ac presenti carta nostra confirmasse Fratribus Predicatoribus de Are in puram et perpetuam elemosinam pro supportacione capelle beate Marie infra clausuram domus dictorum fratrum per nos alias constructe totam illam peciam terre cum pertinenciis de Duppolle que erat quondam Johannis de Kylmernoc infra campos burgi de Are Tenendam et habendam predictis fratribus a nobis et heredibus nostris imperpetuum per omnes rectas metas et divisas suas cum omnibus libertatibus commoditatibus et asyamentis ad dictam peciam terre spectantibus seu spectare valentibus in futurum adeo libere quiete plenarie et honorifice bene et in pace sicut aliqui religiosi aliquam perpetuam elemosinam in toto regno Scocie habent seu possident Et nos vero predictus Malcolmus et heredes nostri totam predictam peciam terre cum pertinenciis predictis fratribus in omnibus et per omnia ut prescriptum est contra omnes viventes warantizabimus acquietabimus et inperpetuum defendemus In cuius rei testimonium presenti carte nostre sigillum nostrum est appensum hiis testibus dominis Johanne de Danyeeilstoun Nicholas de Knocdolian Roberto Walays militibus Johanne Kennedy Fynlao de (*Illegible.*) Mordaco Somirlyny et multis aliis In premissorum igitur omnium testimonium sigillum officii nostri presentibus est appensum. Datum apud Glasgw quinto decimo die mensis Octobris anno Domini m° ccc° octogesimo primo.

Abstract.

Attested copy by Nicholas of Irwyne, official of Glasgow, of a charter by Malcolm Flemyng, Earl of Wigtown, in favour of the Friars Preachers of Ayr, in pure alms, for support of the chapel of Saint Mary, within the cloister of said friars, built by the said earl, of the piece of land called Duppolle, which belonged to the deceased John of Kylmernoc, in the fields of the Burgh of Ayr. The attestation is dated at Glasgow 15th October 1381.

16. *Vidimus by Walter, Cardinal Bishop of Glasgow, of the Charter of King Alexander, to the Friars Preachers, of* £20 *yearly from the Mills of Ayr.*—[*9th June* 1384.]

Universis presentes literas inspecturis Walterus[1] Dei gracia sacrosancte ecclesie Romane cardinalis ac episcopus Glasguensis salutem in domino Noveritis nos inspexisse literas excellentissimi principis ac domini domini Alexandri Dei gracia regis quondam Scottorum illustris et easdem eius magno sigillo roboratas de verbo ad verbum perlegisse quarum tenor sequitur et est talis Alexander Dei gracia rex Scottorum prepositis suis de Are salutem Mandamus vobis et precipimus quatinus de primis firmis molendinorum nostrorum et burgi de Are habere faciatis Fratribus Predicatoribus de Are singulis annis viginti libras sterlingorum de qua quidem summa pecunie dotavimus ecclesiam eorundem Fratrum Predicatorum de Are cum dictam ecclesiam fecimus dedicari Teste Philippo de Malvyll et Roberto de Montealto justiciariis Scocie Roberto de Meyners apud Forfar quarto die Augusti anno regni nostri vicesimo octavo Datum per testimonium sigilli nostri apud Glasgu in profesto corpus Christi anno Domini m^{o} ccc^{mo} octogesimo quarto.

Abstract.

Vidimus by Walter, Cardinal Bishop of Glasgow, of a charter of King Alexander, endowing the church of the Friars Preachers of Ayr with £20 yearly out of the mills and customs of the burgh. Dated at Glasgow 9th June 1384.

[1] Walter Wardlaw was consecrated Bishop of Glasgow in 1368, and died in 1389. Keith's *Catalogue* (1824), p. 246.

17. *Precept by Cardinal Walter to the Vicar of Ayr, to summon the Bailies and Burgesses of the said Burgh to the Action between them and the Friars Preachers.*—[12*th July* 1386.]

Walterus miseracione divina sancte Romane ecclesie Cardinalis omnimoda potestate legati a latere in Scocie et Ybernie regnis sufficienter fulcitus dilecto nobis in Christo perpetuo vicario ecclesie de Are Glasguensis diocesis salutem in Domino Quia alias citari fecimus burgenses burgi de Are quod comparerent coram nobis vel per se vel per procuratores sufficientes certis die et loco eisdem assignatis cum omnibus actis iuribus evidencijs et munimentis quibus intendunt causam que vertitur inter priorem et conventum fratrum Predicatorum de Are ex parte una et ipsos burgenses ex altera ad opponendum et respondendum in dicta causa et ad videndum procedi in eadem eciam ad diffinitivam sentenciam si liquiret cum intimacione quod si altera pars fuerit absens altera parte instante in dicta causa procederemus in quantum de iure fuerit procedendum et non comparuerunt set se contumaciter absentarunt Nos volentes in dicta causa mature procedere ad omnem ipsorum maliciam convincendam vobis auctoritate presencium committimus precipimus et mandamus quatinus citetis ballivos dicti burgi de Are ac omnes alios et singulos burgenses eiusdem se in dicta causa intromittentes quod compareant coram nobis vel auditoribus nostris pluribus aut uno in ecclesia maiori Glasguensi in loco consistoriali eiusdem per se vel per procuratores ydoneos vicesimo sexto die huius mensis Julij ad audiendum et videndum sentenciam diffinitivam ferri in dicta causa vel ad ostendendum causam racionabilem quare in dicta causa sentencia non est ferenda Intimantes eisdem quod sive dicto die veniunt sive non in dicta causa procedemus in quantum de iure fuerit procedendum ipsorum contumacia non obstante In signum vero huius mandati nostri per vos plenius executi sigillum vestrum presentibus apponatis et eas earundem reddite portitori Datum sub sigillo nostro apud Lacum xij^{o} die mensis Julij anno Domini millesimo ccc^{mo} octogesimo sexto.

Translation.

Walter, by the divine mercy, Cardinal of the holy Roman church, invested with plenary power of legate *a latere* in the kingdoms of Scotland

and Ireland, to our beloved in Christ, the perpetual vicar of the church of Ayr, in the diocese of Glasgow, greeting in the Lord: Whereas we formerly caused cite the burgesses of Ayr to compear before us, either by themselves, or by sufficient procurators, a certain day and place being assigned to them, with all acts, rights, evidents, and muniments bearing upon the cause debated between the prior and convent of the Friars Preachers of Ayr on the one part, and the said burgesses on the other, to oppose and answer in the said cause, and to see it brought to a definitive sentence, if it should appear manifest, with intimation that if the one party were absent, the other being present, we should proceed in the said cause, in so far as by law it might be proceeded with; and they have not compeared, but contumaciously absented themselves, we, willing to proceed maturely in the said cause, to overcome all their malice, do, by authority of these presents, commit, command, and give in charge, that ye cite the bailies of the said burgh of Ayr, and all and sundry the burgesses of the same, having interest in the said cause, to compear before us, or our auditors, one or more, in the great church of Glasgow, in the consistorial place thereof, by themselves, or by proper procurators, on the 26th day of this month of July, to hear and see definitive sentence pronounced in the said cause, or to show reasonable cause wherefore sentence should not be delivered in the said cause, intimating that whether they come on the said day or not, we shall proceed in the said cause as law will, notwithstanding their contumacy. In sign of this our mandate having been by you fully executed, ye shall affix your seal to the presents, and return them to the bearer. Given under our seal at Lochwood,[1] 12th July 1386.

18. *Letters by Cardinal Walter to the Chamberlain of Scotland, for payment of the Annuity of £20 to the Friars Preachers of Ayr.*—[*27th July* 1386.]

Walterus miseracione divina sancte Romane ecclesie cardinalis omnimoda potestate legati a latere in Scocie et Ybernie regnis sufficienter fulcitus magnifico et potenti domino domino Comiti de Fyff et de Meneteth camerario Scocie salutem in Domino Noveritis nos auctoritate nostra et ex commissione excellentissimi principis ac domini nostri metuendissimi domini

[1] The manor of the Bishops of Glasgow, in the parish of Old Monkland.

nostri regis Scocie super debato moto inter religiosos viros priorem et conventum domus fratrum Predicatorum de Are et burgenses de Are de et super quodam annuo redditu viginti librarum sterlingorum eisdem religiosis concesso et confirmato per reges Scocie plenarie cognovisse et cognitis ipsius cause meritis visisque et diligenter inspectis cartis literis munimentis et evidenciis dictorum religiosorum citatis coram nobis partibus in eadem causa sentenciam rite tulisse ac pronunciasse et declarasse dictum annuum redditum viginti librarum eisdem religiosis competiisse et competere ac pertinuisse et pertinere vestram igitur magnificenciam specialiter exoramus et in Domino exhortamus quatinus eisdem religiosis de dicto annuo redditu faciatis annis singulis deserviri eisdemque religiosis de eodem satisfieri de terminis retroactis Datum sub sigillo nostro apud Glasgu xxvij die mensis Julij anno Domino millesimo ccc^{mo} octogesimo sexto.

Abstract.

Letters by Walter, Cardinal and Legate *a latere*, to the Earl of Fife and Menteth, Chamberlain of Scotland, narrating the procedure and decision in the contention between the Friars Preachers and burgesses of Ayr, regarding the annuity of £20 granted of old to the former by the kings of Scotland, and requesting and exhorting the Chamberlain to make payment of the arrears of the said annuity to the Friars. Dated at Glasgow 27th July 1386.

19. *Precept by John, Earl of Carric, Steward of Scotland, to the Sheriff of Ayr, to compel payment by the Magistrates of the Burgh of Ayr, to the Friars Preachers, of the Annuity of* £20.—[5*th August* 1386.]

Johannes regis Scocie primogenitus Comes de Carric et senescallus Scocie locumtenens dicti domini nostri regis et commissarius infra totum regnum per ipsum dominum regem generaliter deputatus vicecomitibus et ballivis suis de Are salutem Cum reverendissimus in Christo pater dominus cardinalis Scocie Glasguensis episcopus sua auctoritate et eciam ex commissione speciali excellentissimi principis ac domini nostri metuendissimi domini nostri regis Scotorum illustris super debato moto inter religiosos viros priorem et con-

ventum domus fratrum Predicatorum de Are et burgenses eiusdem penes quendam annuum redditum viginti librarum sterlingorum eisdem religiosis concessum et per reges Scocie confirmatum sentenciam rite tulisse per literas suas patentes pronunciaverit et declaraverit prout in eisdem confectis plenius proportatur et testatur vobis auctoritate regia nobis generaliter commissa firmiter precipimus et mandamus quatinus si prepositus et ballivi dicti burgi literas carissmi fratris nostri camerarii Scocie eisdem super dicto annuo redditu iuxta ipsarum tenorem adimplere recusaverint seu tardaverint burgenses dicti burgi et ipsorum quemlibet ac ipsorum bona mobilia et immobilia ubicunque fuerint inventa iuste compellatis et indilate donec eisdem religiosis viris de dicto annuo redditu tam de terminis transactis quam futuris singulis annis plenarie fuerit sactisfactum Et hoc sub pena incumbente facere nullatinus omittatis presentibus vobis ostensis cum predictis fratribus remanentibus. Data sub signeto nostro apud Edynburgh quinto die mensis Augusti in absencia sigilli nostri quod nostrum signetum esse volumus tanti roboris et valoris quanti nostrum esset sigillum si hiis fuerit appensum Anno Domini millesimo ccc^{mo} octogesimo sexto.



ABSTRACT.

Precept by John, eldest son of the King of Scotland, Earl of Carric and Steward of Scotland, Lieutenant of the king, and Commissary of the whole kingdom, narrating the sentence delivered by the Cardinal Bishop of Glasgow, in the dispute between the prior and convent of the Friars Preachers of Ayr and the burgesses of the said burgh in regard to the annuity of £20 of sterlings due to the former, and commanding the sheriffs of Ayr and their bailies to distrain the goods, movable and immovable, of the provost and bailies of Ayr, if they refuse to obey the letters of the Chamberlain for payment of the said annuity to the said friars. Given under the signet of the said Earl of Carric in absence of

his seal, but willing the signet to be of equal force with the seal, at Edinburgh, 5th August 1386.

20. *Precept by Robert, Earl of Fife, to the Burgh of Ayr, for payment of Annuities due to the Friars Preachers.*—[16*th May* 1387.]

Robertus Comes de Fyf et Mentethe camerarius Scocie preposito ballivis et communitati burgi de Are salutem Quia per inspeccionem cartarum quondam bone memorie Alexandri Roberti David et Roberti nunc regnantis regum Scocie illustrium in Scaccario apud Edynburgh tento sexto decimo die mensis Mayi anno Domini m^{c} ccc^{mo} lxxx^{mo} septimo coram nobis et compotorum auditoribus exhibitarum quibus perlectis ac rotulis compotorum diversis diligenter inspectis matura deliberacione habita per auditores dictorum compotorum fuit declaratum et de assensu omnium dominorum ibidem existencium pro perpetuis temporibus futuris determinatum quod religiosi viri Fratres Predicatores de Are a tempore prime dotacionis sue ecclesie ac fundacionis sue domus pre omnibus alijs non obstante quibuscunque donacionibus viginti libras sterlingorum annuatim ad sustentacionem et reparacionem dicte sue ecclesie ac domus de primis denarijs sive denariatis tocius exitus dicti burgi vestri percipere consueverunt et perceperunt necnon viginti unum solidos annui redditus de baronia de Awilway cum pertinencijs ad terminos consuetos Vobis et vestrum cuilibet auctoritate qua fungimur stricte precipiendo mandamus quatinus de primis denarijs sive denariatis tocius exitus dicti burgi vestri qui primo levari poterunt vel deberent predictas viginti libras una cum dicto annuo redditu predictis fratribus de terminis consuetis tam transactis quam futuris singulis annis et sine difficultate aliqua integraliter persolvatis vel saltem quantum omnes exitus dicti burgi extendi poterunt quousque de summa tocius exitus eijs plenarie fuerit satisfactum usque ad summam de viginti libras dicti burgi et viginti unum solidorum dicte baronie Et hoc sub pena omnium que erga dominum nostrum regem et nos amittere poteritis nullo modo omittatis De qua vobis allocacionem faciemus in vestris compotis annuis nobis reddendis sicut temporibus antiquis allocacio fieri solebat de eadem per nostros predecessores camerarios. In cuius rei testimonium presentibus vobis ostensis et penes predictos fratres remansuris sigillum nostrum fecimus apponi anno die et loco supradictis.

Abstract.

Precept by Robert, Earl of Fife and Menteth, Chamberlain of Scotland, to the provost, bailies, and community of Ayr, narrating that the charters granted by Alexander, Robert the First, David, and Robert the Second, Kings of Scotland, to the Friars Preachers of Ayr, with several rolls of accounts, were examined and read before him and the auditors of accounts in the Exchequer, held at Edinburgh on 16th May 1387, when it was declared, and, with consent of all the lords there present, for all time coming determined, that the friars of Ayr from the time of the endowment of their church and founding of their house were accustomed to receive and did receive twenty pounds of sterlings yearly out of the first pence of the said burgh, before all other gifts whatsoever, also 21 shillings of annualrent out of the barony of Alloway; and accordingly commanding the said magistrates to pay the said annuities to the said friars, for which allowance should be made in the accounts of the burgh rendered yearly to the Chamberlain. Dated at Edinburgh 16th May 1387.

21. *Precept by King Robert II. to the Sheriff of Ayr, for payment to the Friars Preachers of the sum due to them from the Burgh of Ayr.*—[23*d April* 1389.]

Robertus Dei gracia rex Scottorum vicecomiti et ballivis suis de Are salutem Mandamus vobis et precipimus quatinus faciatis in effectu Fratres Predicatores ville de Are et eorum successores de cetero plenarie deserviri de summa pecunie eis debita et concessa de firmis burgi de Are in perpetuam elemosinam per antecessores nostros reges Scocie secundum tenorem carte sue non obstante obstaculo obiectu vel impedimento eis hucusque facto per nos ex informacione aliquorum ad partem maxime cum quondam bone memorie dominus cardinalis Glasguensis per commissionem nostri sibi traditam super hoc plene cognoverit et determinaverit diffinitive ut per suas literas confectas inde ipsis fratribus clare patet Datum in pleno parliamento nostro in quo sic fuit per dominos parliamenti decretum discussum et ordinatum apud Edynburgh decimo die mensis Aprilis anno

gracie millesimo octogesimo nono et anno regni nostri nono decimo[1] per copiam transumptam de Registro ad instanciam domini Archebaldi de Douglas ex parte et nomine dictorum fratrum super hoc specialiter requirentis presentibus penes dictos Fratres Predicatores ville de Are remansuris Datum sub testimonio nostri magni sigilli apud Dunkeldyn vicesimo tercio die Aprilis anno regni nostri nono decimo.

Abstract.

Precept by Robert the Second, King of Scots, to the sheriff of Ayr and his bailies, charging them to cause the Friars Preachers of Ayr to be fully satisfied of a sum of money due to them out of the customs of the burgh, granted to them in perpetual alms by the kings of Scotland, his majesty's ancestors, notwithstanding any obstacle or objection heretofore made by the king, on the partial information of some: especially seeing the late Lord Cardinal of Glasgow, by the king's commission delivered to him, had fully tried and definitively determined in regard to this matter, as by his letters granted to the friars thereupon clearly appeared. Decreed in full parliament at Edinburgh 10th April 1389, and transumed from the register at the instance of Sir Archibald of Douglas, on behalf and in name of the said friars. Given under the testimonial of the Great Seal, at Dunkeld, 23d April 1389.

22. *Confirmation by King Robert III. of Charters by King Robert Bruce and Robert II. to the Friars Preachers of Ayr.*—[12*th March* 1390-1.]

Robertus Dei gracia rex Scottorum omnibus probis hominibus tocius terre sue clericis et laicis salutem Sciatis nos quandam cartam reverende memorie quondam domini Roberti de Bruys regis Scottorum illustris et aliam cartam confirmacionis domini Roberti quondam regis Scottorum illustris progenitoris nostri factam per cartam dicti domini Roberti de Bruys sub suo magno sigillo religiosis viris priori et conventui Fratrum Predicatorum

[1] *Act. Parl. Scot.*, vol. i. p. 558, b.

de Are de mandato nostro visas lectas inspectas et diligenter examinatas non rasas non abolitas non cancellatas nec in aliqua sui parte viciatas intellexisse sub hac forma Robertus Dei gracia rex Scottorum omnibus probis hominibus tocius terre sue salutem Sciatis nos pro salute anime nostre et animarum antecessorum et successorum nostrorum regum Scocie concessisse et hac presenti carta nostra confirmasse Fratribus Predicatoribus de Are quod ipsi libere molant sine multura ad molendina nostra de Are blada ad victum eorum qualitercunque necessaria et quod ipsi in molendino sint nobis proximiores alijs quibuscunque in molendinis predictis In cuius rei testimonium presenti carte sigillum nostrum precipimus apponi testibus Waltero de Twinham cancellario nostro Thoma Ranulphi comite Moravie domino vallis Anandie et Mannie nepote nostro Jacobo domino de Douglas et Alexandro de Seton militibus Apud Inchemichell vicesimo primo die Februarij anno regni nostri vicesimo tercio Secunde autem carte confirmacionis tenor talis est Robertus Dei gracia rex Scottorum omnibus probis hominibus suis ad quos presentes litere pervenerint salutem Sciatis nos literas celebris memorie domini avi predecessoris nostri domini Roberti Dei gracia regis Scottorum de mandato nostro visas lectas inspectas et diligenter examinatas non viciatas non cancellatas non rasas non abolitas set omni prorsus vicio et suspicione carentes intellexisse de verbo ad verbum sub hac forma Robertus Dei gracia rex Scottorum omnibus probis hominibus tocius terre sue salutem Sciatis nos pro salute anime nostre et pro salute animarum antecessorum et successorum nostrorum regum Scocie dedisse concessisse et per presentes literas nostras confirmasse religiosis viris priori et conventui Fratrum Predicatorum de Are viginti libras sterlingorum de elemosina nostra speciali ad sustentacionem ecclesie et domorum suarum percipiendas annuatim de primis firmis molendinorum nostrorum et burgi nostri de Are ad terminos Pentecostes et Sancti Martini in yeme pro equali porcione per manus Camerarij nostri Scocie et ministrorum suorum qui pro tempore fuerint absque aliqua contradiccione In cuius rei testimonium has literas nostras perpetuo duraturas sibi fieri fecimus patentes apud Gervan in Carrik sexto die Februarii anno regni nostri vicesimo tercio Quasquidem literas in omnibus et singulis clausulis condicionibus articulis et circumstancijs suis universis forma pariter et effectu ratificamus approbamus et pro nobis et nostris heredibus imperpetuum confirmamus Et nichilominus pro nobis et eisdem nostris heredibus prefatis religiosis ex habundanti

concedimus quod ipsi perpetuis futuris temporibus pro sustentacione ecclesie et domarum suarum percipiant annuatim predicatam summam viginti librarum sterlingorum de primis firmis sive denarijs percipiendis aut que primo percipi poterunt de burgo et molendino de Are predictis ad terminos Pentecostes et Sancti Martini in yeme per portiones equales adeo libere pacifice et quiete in omnibus et per omnia sicut prefate litere dicti domini avi nostri in se liberius iuste continent et proportant. Quare camerario nostro et ministris nostris qui pro tempore fuerint damus tenore presencium firmiter in mandatis quod prefatas viginti libras eisdem religiosis qui pro tempore fuerint indilate et sine difficultate persolvant annis singulis ad terminos supradictos quas prefato camerario nostro et ministris suis predictis in compotis suis annuis de firmis eorundem burgi et molendinorum reddendis volumus et precipimus per presentes plenius allocari. In cuius rei testimonium has literas nostras perpetuo duraturas predictis religiosis fieri fecimus patentes apud Are vicesimo secundo die mensis Octobris anno regni nostri sexto. Quas quidem cartas donacionesque et concessiones in eisdem contentas in omnibus punctis suis et articulis condicionibus et modis ac circumstancijs suis quibuscunque forma pariter et effectu in omnibus et per omnia approbamus ratificamus et pro nobis et pro heredibus nostris ut premissum est imperpetuum confirmamus. In cuius rei testimonium presenti carte nostre confirmacionis nostrum precipimus apponi sigillum testibus venerabilibus in Christo patribus Waltero et Matheo Sanctiandree et Glasguensis ecclesiarum episcopis Roberto comite de Fif et de Meneteth fratre nostro carissimo Archibaldo comite de Douglas domino de Galwidia consanguineo Jacobo de Douglas domino de Dalketh Thoma de Erskyne consanguineis nostris dilectis militibus et Alexandro de Cokburne de Langtone custode magni sigilli nostri apud Sconam duodecima die mensis Marcij anno regni nostri primo.

Abstract.

Confirmation by Robert III., King of Scots, of (1) Charter by King Robert the Bruce, whereby, for the weal of his soul, and the souls of his ancestors and successors, kings of Scotland, he grants to the Friars Preachers of Ayr that they may freely grind their grain of whatever sort necessary for food at his mills of Ayr, without multure, and that in the mill they shall be nearer to the king than others in the foresaid mills; dated at Inchemichell,

21st February 1328-9. (2.) Charter by Robert II., King of Scots, confirming Charter by King Robert the Bruce, granting to the prior and convent of the Friars Preachers of Ayr an annuity of £20 for the maintenance of their church and house, to be uplifted from the first rents of the mills of the king and his burgh of Ayr. Dated at Girvan in Carrik, 6th February 1328-9; confirmed at Ayr 22d October 1376. The principal confirmation is dated at Scone, 12th March 1390-1.

23. *Charter by Hugh Wallace of Cragy to the Friars Preachers of Ayr, of an Annuity of* 4 *bolls of white oats, or* 13*s.* 4*d., out of his lands of Cragy.—*[*9th February* 1397-8.]

Omnibus hoc scriptum visuris vel audituris Hugo Walas[1] dominus de Cragyne salutem in Domino sempiternam Noveritis me caritatis intuitu ac pro salute anime mee parentum meorum successorum et omnium fidelium defunctorum dedisse concessisse et hoc presenti scripto meo pro me et heredibus meis imperpetuum confirmasse Deo et beate Katerine virgini et omnibus sanctis necnon priori et conventui domus Fratrum Predicatorum de Are ibidem Deo et beate Katerine servientibus et imperpetuum servituris quatuor bollas farine albe avenarum ad emendacionem fabrice et sustentacionem eorundem annuatim de terris meis de Cragine levandas vel pro qualibet bolla xl. denarios summa totalis pecunie tresdecim solidorum et quatuor denariorum argenti ad festum beate Katerine virginis dicti conventus patrone sine ulteriori dilacione excepcione prolongacione renovacione quibuscumque annuatim ut predicitur predictis priori et conventui solvenda Tenendas et habendas predictas quatuor bollas farine albe vel defficiente farina summam predictam dictis priori et conventui in puram et perpetuam elemosinam de me et heredibus meis sine contradiccione aliquali Ita libere quiete plenarie bene et in pace sicut aliqua elemosina alicui conventui vel religiosis in toto regno Scocie datur sive conceditur a quocunque Faciendo pro me et heredibus meis predictus prior et conventus qui pro tempore fuerint anniversarium dumtaxat cum pleno servicio chori tanquam pro sui ordinis confratre professo ut est moris ac literas confraternitatis in forma cum

[1] This Hugh Wallace does not appear in the ordinary genealogies of the Craigie Family.

recommendacione capituli sui ordinis generalis ubicunque infra regnum Scocie celebrati In cuius rei testimonium sigillum meum presenti scripto meo est appensum. Datum apud Are nono die mensis Februarii anno Domini millesimo tricentesimo nonogesimo septimo.

Abstract.

Charter by Hugh Wallace of Craigie, granting to the prior and convent of the Friars Preachers of Ayr, in pure alms, for his soul, and the souls of his parents and successors, four bolls of white oat meal, to be uplifted yearly at the feast of St. Katerine, the patroness of the said convent, out of his lands at Cragy, or for each boll forty pence, in all 13s. 4d., to hold of the granter and his heirs; the said prior and convent and their successors performing for them an anniversary, with full service of the choir, as the manner is for a professed brother of their order, and giving formal letters of brotherhood, with recommendation of the general chapter of their order, wherever held within the kingdom of Scotland. At Ayr, 9th February 1397-8.

24. *Charter, in terms of Act of Parliament, regulating the Set of the Customs of Ayr, according to the endowment of the Friars Preachers.* [30*th March* 1401.]

Robertus Dei gracia rex Scotorum omnibus probis hominibus suis ad quos presentes litere pervenerint salutem Sciatis quod in parliamento nostro tento apud monasterium de Scona vicesimo primo die mensis Februarii cum continuacione dierum sequencium anno Domini millesimo quadringentesimo et regni nostri undecimo inter alia facta fuit presens ordinacio cuius tenor sequitur que est talis[1] In parliamento domini nostri regis Roberti tercii tento apud Sconam ultimo die mensis Februarii anno Domini millesimo quadringentesimo et regni sui undecimo penes querelam exhibitam pro parte Fratrum Predicatorum domus sancte Katerine de Are continentem quod cum dudum bone memorie dominus Rex Alexander dotaverit per cartam suam ecclesiam dictorum fratrum de Are de viginti libris sterlin-

[1] This is an addition to the Acts of this Parliament. *Act. Parl. Scot.* (Record edition), vol. i. p. 220.

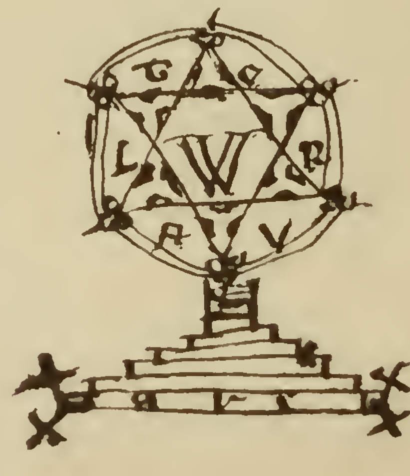
gorum percipiendis annuatim in puram et perpetuam elemosinam de regiis firmis eiusdem ville quam dotacionem singuli reges successive per cartas suas ut asserunt dicti fratres verumtamen ex relacione aliquorum conceperunt fratres predicti quod dominus noster Rex iam assedavit aut assedare proponit ad firmam perpetuam burgensibus dicti burgi de Are burgum ipsum pro decem libris annuj redditus imperpetuum Super qua querela ordinatum est et decretum quod nulla assedacio seu infeodacio post dictam dotacionem facta vel facienda in preiudicium dotis ecclesie predicte eisdem fratribus quoad suam infeodacionem prius factam preiudicium generet in futurum set quoad hoc inanis sit et pro non facta habeatur Et quod dicta villa non assedetur ad minorem firmam quam dictorum fratrum infeodacio se extendit secundum ipsorum cartam quam inde habent Datum ad instanciam dictorum fratrum de Are sub testimonio nostri magni sigilli apud Abirdone penultimo die mensis Marcij anno Domini millesimo quadringentesimo primo et regni nostri undecimo.

[On tag] Actum parliamenti pro fratribus de Are.

Abstract.

Charter by King Robert the Third, proceeding on Act of Parliament passed at Scone on the last day of February 1400-1, whereby, on the narrative that a complaint was presented on behalf of the Friars Preachers of St. Katerine of Ayr, stating that King Alexander had endowed them with £20 sterling yearly out of the royal customs of the said town, which endowment was confirmed by each of his successors, nevertheless the said friars were informed that the king had now set, or proposed to set, the burgh itself at perpetual farm to the burgesses for £10 of annual rent; on which complaint it was ordained by the King and Parliament that no set or infeftment made or to be made after the said endowment, in prejudice of the said friars' infeftment thereof, should be of any force, and that the said town shall not be set at a less farm than that contained in the infeftment of the said friars. Given under the testimonial of the Great Seal, at Aberdeen 30th March 1401.

In dei nomine amen Universis per presens publicum instrumentum [illegible] ut evidenter
Indictione nona pontificatus sanctissimi in Christo patris et domini nostri domini Bene[illegible]
testium subscriptorum presencia personaliter constitutus religiosus vir [illegible] et ostend[illegible]
certam quandam Andree Wafforde burgensis de [illegible] sub sigillo suo [illegible]
[illegible] in [illegible] (ac per [illegible] [illegible] (cum) [illegible]
Andree Wafford filius et heres quondam Simonis de Wafford [illegible]
legitima potestate dedisse concessisse et hac presenti carta mea pro me et heredibus m[illegible]
pro salute anime mee et animarum parentum meorum [illegible] ac omnium fidelium defunc[illegible]
[illegible] fine [illegible] mei et in meo tempore dedi [illegible] (
[illegible] et terram [illegible] ex alia parte (cum [illegible] (et cum [illegible]
[illegible] inter [illegible] (et longum [illegible] de [illegible] (Et [illegible]
[illegible] terra [illegible] (qua Johannes [illegible]
[illegible] aliquid Juris vel clamei (in [illegible]
[illegible] solidarum [illegible] (et aliorum [illegible] solid[illegible]
[illegible] ut [illegible] determinabit ut [illegible] (cum hoc [illegible]
[illegible] cum [illegible] omnes [illegible]
est appensum Una cum sigillo communitatis burgi de [illegible] causa maioris [illegible]
[illegible] de [illegible] tunc Ballivis dicti burgi de [illegible] Willelmo filio [illegible]
[illegible] instrumentum [illegible] (Acta [illegible] a me notario sub signo
[illegible] sunt hec [illegible] in [illegible] [illegible]
[illegible] Reginaldo de [illegible] tunc Aldermanno de [illegible]
de [illegible] (Thoma [illegible] Johanne [illegible] Johanne [illegible]
[illegible] [illegible] et rogatis.



Et ego Willelmus de [illegible]
[illegible] et [illegible] Una cum
[illegible]
hoc instrumentum [illegible]
signo meo solito [illegible]

[illegible]teat manifeste quod anno a nativitate domini millesimo quadringentesimo vicesimo primo
[illegible] divina providentia pape decimi anno nono in mei notarii publici et
[illegible] frater Patricius de [illegible] prior conventus fratrum predicatorum de Athenry, quandam
[illegible] communi sigillo burgi de Athenry sigillatam non rasam non abolitam nec aliqua
[illegible] carte tenor sequitur et est talis Omnibus hoc scriptum visuris vel audituris
[illegible] de Athenry salutem in domino sempiternam Noveritis universitas vestra me in
[illegible] presenti confirmasse deo et beate Marie virgini [illegible] fratrum predicatorum de Athenry
[illegible] in puram [illegible] in magno [illegible] illud tenementum
[illegible] tempore [illegible] terram [illegible] Reginaldi [illegible]
[illegible] [illegible] Fyll et [illegible] quod vocatur [illegible]
[illegible] Margareta [illegible] et fratribus de [illegible]
[illegible] michi [illegible] meis et meis assignatis [illegible]
domo et [illegible] post [illegible] [illegible] mannceptum [illegible]
[illegible] fratribus [illegible] et [illegible] [illegible] quietum clamo in
[illegible] angulo [illegible] Canoia [illegible] Andreas et
[illegible] defendemus In cuius rei testimonium sigillum meum
[illegible] Hiis testibus Roberto Smal [illegible] de Athenry [illegible] de [illegible]
[illegible] Blake [illegible] et multis aliis [illegible] quidem cartam
[illegible] publicam [illegible] sibi [illegible]
[illegible] anno indictione mense die et pontificatu premissis [illegible]
[illegible] Henrico [illegible] de [illegible] [illegible] Hugone
[illegible] burgensibus dicti burgi et multis aliis testibus ad premissa

[illegible] publicus apostolica et imperiali auctoritate notarius premisse carte
[illegible] testibus [illegible] [illegible] cartam [illegible] in [illegible]
[illegible] publicam formam redegi [illegible] subscripsi et
[illegible] [illegible] in testimonium premissorum.

25. *Notarial Copy of Charter by Andrew Wasford to the Friars Preachers, of a Tenement and Lands in Ayr.*—[1401.]

In Dei nomine amen Universis presens publicum instrumentum inspecturis vel audituris pateat manifeste quod anno a nativitate Domini millesimo quadringentesimo primo indiccione nona pontificatus sanctissimi in Christo patris et domini nostri domini Benedicti divina providencia pape tercii decimi anno nono In mei notarii publici et testium subscriptorum presencia personaliter constitutus religiosus et discretus frater Patricius de Carric prior conventus Fratrum Predicatorum de Are quandam cartam quondam Andree Wasforde burgensis de Are sub sigillo suo et communi sigillo burgi de Are sigillatis non rasam non abolitam nec aliqualiter viciatam necque suspectam michi monstravit ac perlegi fecit cuiusquidem carte tenor sequitur et est talis Omnibus hoc scriptum (etc., vide No. 11 supra) Quamquidem cartam sic monstratam et perlectam antedictus prior a me notario sub signo publico peciit copiari et inde publicum sibi fieri instrumentum sumptibus suis et expensis Acta sunt hec apud Are in ecclesia beate Katerine virginis coram magno altari anno indiccione mense die et pontificatu premissis presentibus ibidem discretis viris Reginaldo de Fynvyk tunc aldirmanno de Are Gilberto Henrici Adam de Bwr tunc ballivis eiusdem Johanne de Blar Hugone de Blar scutiferis Thoma Souirlyson Johanne Tomson Johanne Vilson burgensibus dicti burgi et multis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Walterus de Are clericus Glasguensis diocesis publicus apostolica et imperiali auctoritate notarius premisse carte monstracioni et perlectioni una cum prenominatis testibus presens interfui ipsamque cartam sic perlectam in hunc modum copiavi nil addens vel minuens quod sensum mutare poterit aut variare intellectum hoc instrumentum manu propria scripsi et in hanc publicam formam redegi hicque me subscripsi et signo meo solito signavi requisitus specialiter et rogatus in testimonium premissorum.

Abstract.

Notarial copy of charter by Andrew Wasford, son and heir of the deceased Simon Wasford, in favour of the Friars Preachers of Ayr, of a

tenement, with kiln, and two particates of land next thereto, and one croft called Crukithalf acre, lying between the Camergate and the long croft of the said friars; and Margaret, wife of said Andrew, gives to the same friars one particate of land. Done in the church of St. Katerine the virgin, 1401, before these witnesses, Reginald of Fynvyk, then alderman of Ayr, Gilbert Henryson, Adam of Bwr, then bailies of the same, John of Blare, Hugh of Blar, and others.

26. *Decreet by Robert, Duke of Albany, in the dispute between the Community of Ayr and the Friars Preachers anent the Annuity of* £20 *out of the Mills, etc.*—[*25th March* 1406.]

In Dei nomine amen Anno ab incarnacione eiusdem m^{mo} cccc^{mo} sexto mensis Marcij die xxv. pontificatus sanctissimi in Christo patris ac domini nostri domini Benedicti divina providencia pape xiij. anno terciodecimo indiccione quinta decima presente Reverendo in Christo patre ac domino domino Gilberto[1] Dei gracia episcopo Aberdonensi Cancellario Scotie coram magnifico et excellente principe ac domino Roberto duce Albanie comite de Fife et Menetheth locum tenente domini nostri regis in mei notarij publici et testium subscriptorum presencia personaliter constituti Reverende discretionis vir Frater Robertus de Lynlithev prior Fratrum Predicatorum ecclesie de Katerine de Are nomine et ex parte conventus et capituli dicti loci ex parte una ac providi viri Reginaldus de Fynwik aldirmanus burgi de Are et Willelmus Nigelli burgensis dicti burgi commissarij communitatis dicti burgi de Are sub sigillo communi dicti burgi specialiter constituti cum clausula de habitione rati ex parte altera comparuerunt fatentes se submissos ad recipiendum determinationem ordinationem et decretum dicti domini ducis et sui consilii super controversia et debata ortis at motis inter dictas partes penes viginti libras usualis monete petitas annuatim per dictos fratres a dicta communitate de elimosina domini nostri regis per firmas ipsius provenientes de molendinis et burgo de Are sibi a regibus concessas ad sustentationem ecclesie et domorum suarum prout in cartis suis inde confectis plene continetur Qui commissarij dixerunt dictas firmas ad ipsos et communitatem predictam pertinere ratione perpetue assedationis sibi facte ut de feodo et hereditate per excellentissimum principem et metuendissimum

[1] Gilbert Greenlaw was Bishop of Aberdeen from 1390 to 1424.—Keith's *Catalogue*, p. 113.

dominum nostrum dominum Robertum tertium Dei gracia regem Scottorum illustrem annuatim pro decim libris usualis monete prout in carta dicti domini regis inde confecta et ibidem ostensa sub suo magno sigillo plene continebatur Et decretum ipsius domini ducis ratum servare temporibus futuris pro perpetuo latum in premissis Super quibus visis utriusque partis prefate cartis evidentiis et actis parliamenti ac earum allegationibus et rationibus consideratis et mature intellectis dictus dominus dux per considerationem sui consilij ordinavit determinavit et decrevit quod dicti commissarij et communitas reddant annuatim dictis fratribus et suis successoribus in futurum dictas viginti libras petitas de primis firmis sive denariis percipiendis aut que percipi poterunt de burgo et molendinis de Are predictis per manus camerarij Scotie et ministrorum suorum qui pro tempore fuerint si dictam assedationem habere voluerint et tenere Alioquin dictam assedationem dimittant dicti commissarij et communitas de Are et eam sursum reddant domino nostro regi vel suo camerario ut inde valeat disponere sicut solebat et consuevit ad cuius camerarij manus dicti fratres habeant cursum ad suam pensionem petendam nisi alia interveniat concordia inter dictas partes Super quibus dictus prior a me notario publico subscripto sibi publicum peciit fieri instrumentum Acta fuerunt hec apud Perth in pretorio eiusdem anno die mense pontificatu et indictione quibus supra presentibus potentibus viris domino Johanne Forester milite deputato domini Camerarij Scotie ex parte australi aque de Forth domino Willelmo Lang rectore ecclesie de Erole Johanne de Crauford secretario domini nostri regis Andrea de Hawik custode sigilli dicti domini mei ducis Willelmo de Camera de Abredon Roberto Broun Johanne de Leth de Perth et de Edinburch burgensibus Willelmo Curour de Edinburch et aliis testibus ad premissa vocatis specialiter et rogatis Et ad maiorem huius rei firmitatem noticiam et fidem dictus dominus dux presens publicum instrumentum impressione sui sigilli jussit communiri.

Et ego Johannes de Ochiltre Sanctiandree diocesis publicus auctoritate apostolica notarius premissis confessioni submissionis determinationi ordinationi et decreto dum sic fieret ut prefertur et ageretur una cum memoratis testibus in presencia dictorum reverendi patris et magnifici principis presens fui eaque sic fieri vidi scivi et audivi et ea in hanc publicam formam redegi cum nomine meo et subscriptione signo meo solito et consueto signatam rogatus in premissorum testimonium et veritatis.

Translation.

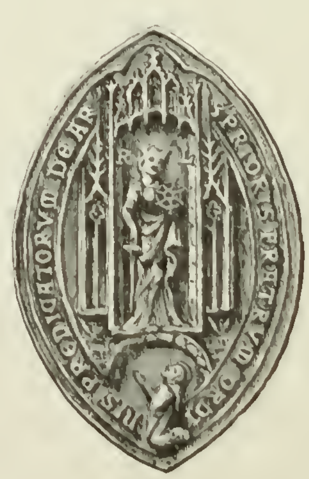
In the name of God, Amen. On the 25th day of March in the year from His Incarnation a thousand four hundred and six, the thirteenth year of the pontificate of Benedict XIII. by divine providence pope, in the fifteenth indiction, there being present a reverend father in Christ, Gilbert, by the grace of God, Lord Bishop of Aberdeen, Chancellor of Scotland, before a mighty and excellent prince and lord, Robert, Duke of Albany, Earl of Fife and Menteth, lieutenant of our lord the king, in the presence of me, notary public, and witnesses underwritten, personally compeared a man of reverend discretion, friar Robert of Lynlithcu, prior of the Friars Preachers of the Church of St. Katherine of Ayr, in name and behalf of the convent and chapter of the said place, on the one part; and prudent men, Reginald of Fynwik, alderman of the burgh of Ayr, and William Neilson, burgess of the said burgh, commissioners of the community of the said burgh of Ayr, specially appointed under the common seal of the burgh, with clause of ratihabition, on the other part, declaring that they were sent to receive the determination, ordinance, and decree, of the said lord duke and his council upon a controversy and debate raised and moved between the said parties, anent twenty pounds of usual money, craved yearly by the said friars from the said community, of the alms of our lord the king, from his rents arising from the mills and burgh of Ayr, granted by the kings, for maintaining their church and houses, as in their charters thereof is more fully contained, the which commissioners affirmed the said rents to belong to them, and the community aforesaid, by reason of a perpetual tack granted to them as of fee and heritage, by the most excellent prince and dread lord, our lord Robert the Third, by the grace of God, illustrious King of Scots, for ten pounds yearly, as in the charter of the said lord the king granted to them, and there shown, under his Great Seal, was more fully contained, and the decreet of the said lord duke pronounced in the premises, to keep firm in all time coming; whereupon the charters, evidents, and acts of Parliament of both the parties having been examined, and their allegations and reasons considered and fully understood, the said lord duke, by advice of his council, ordained, determined, and decreed, that the said commissioners and community shall pay yearly to the said friars and their successors in future, the said twenty pounds, from the first rents or pence to

be received, or which they may receive from the burgh and mills of Ayr aforesaid, by the hands of the Chamberlain of Scotland and his servants for the time being, if they wish to have and to hold the said tack; but if the said commissioners and community of Ayr shall demit the said tack and surrender it to our lord the king or his chamberlain, that he may dispone thereupon as he was wont, the said friars shall have recourse to the hands of the chamberlain to seek their pension, unless another agreement shall intervene between the said parties; upon which things the said prior craved from me, notary public underwritten, a public instrument to be made to him. These things were done at Perth, in the court-house of the same, the year, day, month, etc. as above, before witnesses, the noble and potent men Sir John Forester, knight, depute of the Lord Chamberlain of Scotland on the south side of the Forth, Sir William Lang, rector of the Church of Errol, John of Craufurd, Secretary of our lord the king, Andrew of Hawick, Keeper of the Seal of the said lord duke, William of Chalmer of Aberdeen, Robert Brown, etc. Sealed with the seal of the Duke of Albany, etc.

27. *Indenture between the Town of Ayr and the Friars Preachers, regarding the Pension due to the latter from the Mills of the Burgh.*—[*20th May* 1406.]

Per hoc presens scriptum indentatum cunctis pateat evidenter quod die Veneris proxima ante festum Pentecostes anno Domini millesimo quadringentesimo sexto ex licencia magnifici et potentissimi domini nostri domini Roberti ducis Albanie comitis de Fyff et de Meneteth gubernatoris regni Scocie inter nobiles viros burgenses et communitatem burgi de Are ex parte una et religiosum virum fratrem Robertum de Lynlythev priorem domus Fratrum Predicatorum dicti burgi de Are et eiusdem loci conventum ex parte altera super controversia et debata inter ipsos orta penes pensionem suam petitam in hunc modum concordatum est videlicet quod dictus prior et conventus de Are ex unanimi consensu et assensu pro se et successoribus suis ceperunt pro perpetuo ad feodofirmam a dictis burgensibus et communitate molendinum de Are de Merlyngburn et de Lochmylnburn cum duabus crois in le dam molendini de Are cum multuris et eorum sequelis debitis et consuetis pro decem libris usualis monete regni Scocie annuatim

in pensionem suam imperpetuum allocandum Que molendina et le dammys dicti fratres et sui successores sumptibus et expensis suis propriis supportabunt edificabunt et manutenebunt pro perpetuo Et burgenses ac stallagiatores dicti burgi et eorum servientes solvent pro qualibet bolla frumenti quam in dictis molendinis moluerint tres denarios inperpetuum Et molendinarij et eorum servientes qui pro tempore fuerint facient fidelitatem et jurabunt domino nostro Regi et ballivis burgi de Are qui pro tempore fuerint quod fideles erunt in omni officio suo exercendo Insuper concordatum est inter partes predictas quod dicti burgenses et eorum successores reddant annuatim dictis fratribus et suis successoribus in futurum alias decem libras de primis firmis sive denarijs domini nostri regis percipiendis aut que percipi poterunt de burgo de Are predicto per manus camerarij Scocie et ministrorum suorum qui pro tempore fuerint prout in quodam decreto coram dicto domino nostro Duce Albanie apud Perth facto et determinato et sub quodam instrumento publico ibidem in plano scaccario super hoc confecto plenius continetur In quorum omnium testimonium parti huius indenture penes dictos priorem et conventum de Are remanenti sigillum commune dicti burgi de Are pro perpetuo est appensum et alteri vero parti huius indenture penes dictos burgenses et communitatem dicti burgi de Are remanenti sigillum commune dicti conventus unacum sigillo dicti prioris de Are pro perpetuo est appensum Et ad maiorem evidenciam et securitatem huius rei predicte parti indenture penes dictos burgenses et communitatem remanenti sigillum officij vicarij generalis regni Scocie ordinis supradicti in confirmacionem permissorum pro perpetuo est appensum die et anno supradictis.



Abstract.

Indenture between "noble men," the burgesses and community of Ayr, on the one part, and the religious man, Friar Robert of Lynlytheu, prior of the house of the Friars Preachers of the said burgh, on the other part; whereby, in regard to the controversy between them about the pension craved by the latter, it is agreed, by permission of Robert Duke of Albany, Governor of Scotland, that the said prior and convent, for themselves and their successors, shall receive the mill of Ayr, of Merlyngburn, and of Lochmylnburn, with two cruives in the mill dam of Ayr, with the multures and their sequels, from the burgesses in feu-farm for ever, instead of the sum of ten pounds Scots payable yearly as their pension: the Friars engaging to maintain the said mills and their dams at their own expense; the burgesses and stallkeepers of the said burgh, and their servants, paying threepence for each boll of corn ground by them in the said mills; and the millers and their servants shall swear to the king and the bailies of the burgh to be faithful in the discharge of their office: it is further agreed that the burgesses shall pay to the friars, yearly, other ten pounds, to be uplifted from the first fermes of the burgh, by the hand of the Chamberlain of Scotland. Copies of the indenture, sealed with their respective seals, remain in the keeping of both parties; the copy belonging to the burgh having the seal of office of the vicar-general of the Predicant Order in Scotland appended for greater security. Dated the Friday before Pentecost (20th May) 1406.

28. *Charter by Friar Finlay of Albany, Vicar-General of the Predicant Order in Scotland, to Sir Henry Stephenson, chaplain, of a piece of land belonging to the Friars Preachers of Ayr.*—[*30th August* 1409.]

Omnibus hoc scriptum visuris vel audituris frater Finlaus de Albania vicarius generalis ordinis Fratrum Predicatorum in regno Scocie ac custos conventus domus Fratrum Predicatorum de Are salutem in Domino Noveritis nos cum unanimi consensu et assensu conventus domus supradicte dedisse concessisse et hoc presenti scripto nostro pro nobis et successoribus nostris confirmasse dilecto nostro et speciali domino Henrico Stephani capellano

unam peciam terre nostre jacentis infra muros et clausuram domus nostre de Are proximo annexe et contigue nostro cimiterio incipientem extra ab angulo orti ipsius domini Henrici et sic descendendo per latus cimiterij nostri usque in aquam de Are ex parte una et unam peciam sive particatam terre ipsius domini Henrici ex parte altera Tenendam et habendam totam predictam peciam terre cum pertinencijs predicto domino Henrico et suis assignatis pro toto tempore vite ipsius domini Henrici a nobis et successoribus nostris in feodo et hereditate per ipsas metas et divisas antedictas cum omnibus et singulis libertatibus commoditatibus asiamentis et iustis suis pertinenciis quibuscunque ad dictam terram spectantibus seu iuste spectare valentibus in futurum quovis modo libere quiete integre honorifice bene et in pace sine fraude vel dolo quibuscunque Volumus eciam quod ipsa pecia terre cum pertinencijs edificijs et alijs commoditatibus quibuscunque post decessum ipsius domini Henrici ad conventum de Are supradictum et successores nostros libere ac pure et simpliciter revertetur In cuius rei testimonium sigillum commune conventus nostri supradicti una cum sigillo officij vicariatus antedictj in confirmacionem premissorum presentibus est appensum Apud Are penultimo die mensis Augusti anno domini millesimo quadringentesimo nono.

Abstract.

Charter by friar Finlay of Albany, Vicar-General of the order of Friars Preachers in the kingdom of Scotland, and guardian of the convent of the house of the Friars Preachers of Ayr, with consent of the said convent, in favour of Sir Henry Stephenson, chaplain, of a piece of land lying within the walls and precincts of the convent of Ayr, closely adjoining the cemetery of the friars, beginning outwards, from the corner of the garden of the said Sir Henry, going down by the side of the said cemetery as far as to the Water of Ayr, on the one side, and a piece of land of the said Sir Henry, on the other side: To be held in liferent, from the granter and his successors, in fee and heritage, and to revert to the convent simpliciter, after the decease of the grantee. Dated at Ayr 30th August 1409.

29. *Attestation by the Burgesses of Ayr, concerning the grant by Alane of Lawder, of the lands of Dalincathe, to the Friars Preachers of Ayr.* [*4th May* 1411.]

Till all and syndry til quhais knawlage thir present letres sal cum the burgesses and communite of the burgh of Air greting in God everlastand: Sin meritable thing is til bere witnes til suthfastnes forthy we witnes that a nobil and wirschipful man quhilum Alane of Lawdar gafe in perpetuale almous as we understand the landis of Dallincathe till the Freris Prechouris of Are for the sawle of qwhilum Alis Cambell his wyffe that liis in the hous of the Freris Prechouris beforsaid and for the sawlis of all cristin for continual prayeris of tha freris and for the anniversar of that Alis Cambell yher be yher til be done and contenuit the qwilk anniversar we witnes alsa is honestly and reverendly done in that place with speciale memore in the moneth of October as is contenyt in thar martiloge In witnes of this thing the commone seile of Are burch is set til thir present letres at Air the ferd day of the moneth of May the yer of grace a thousand four hundreth and ellewin.

30. *Confirmation by William Wallace, Lord of Cragy, of Charter by his brother Sir Hugh Wallace, to the Friars Preachers, of* 4 *bolls of Oatmeal.*—[*29th April* 1419.]

Omnibus hoc scriptum visuris vel audituris Willelmus Walas dominus de Cragyn salutem in Domino sempiternam Noveritis me quamdam cartam karissimi fratris mei quondam domini Hugonis Walas militis domini de Cragyn Fratribus Predicatoribus de Are et eorum successoribus super quadam elemosina eis facta et concessa ut in quadam carta super hoc per ipsum eis confecta plenius continetur non rasam non abolitam nec in aliqua sue parte viciatam vidisse perlexisse et ad plenum intellexisse cuiusquidem carte tenor sequitur de verbo in verbum et est talis Omnibus hoc scriptum visuris vel audituris Hugo Walas dominus de Cragyn salutem in Domino sempiternam Noveritis me caritatis intuitu ac pro salute anime mee parentum meorum successorum et omnium fidelium defunctorum dedisse concessisse et hoc presenti scripto meo pro me et heredibus meis imperpetuum confirmasse Deo et beate Katerine virgini et omnibus sanctis necnon priori et

conventui domus Fratrum Predicatorum de Are ibidem Deo et beate Katerine servientibus et imperpetuum servituris quatuor bollas farine albe avenarum ad emendacionem fabrice et sustentacionem eorundem annuatim de terris meis de Cragine levandas vel pro qualibet bolla xl denarios summa totalis pecunie tresdecim solidos et quatuor denarios argenti ad festum beate Katerine virginis dicti conventus patrone sine ulteriori dilacione excepcione prolongacione renovacione quibuscunque annuatim ut predicitur predictis priori et conventui solvendos Tenendas et habendas predictas quatuor bollas farine albe vel defficiente farina summam predictam dictis priori et conventui in puram et perpetuam elemosinam de me et heredibus meis sine contradiccione aliquali ita libere quiete plenarie bene et in pace sicut aliqua elemosina alicui conventui vel religiosis in toto regno Scocie datur sive conceditur a quocunque Faciendo pro me et heredibus meis predictus prior et conventus qui pro tempore fuerint anniversarium dumtaxat cum pleno servicio chori tanquam pro sui ordinis confratre professo ut est moris ac literas confraternitatis in forma cum recommendacione capituli sui ordinis generalis ubicunque infra regnum Scocie celebrati In cuius rei testimonium sigillum meum presenti scripto meo est appensum Datum apud Are nono die mensis Februarii anno Domini millesimo tricentesimo nonogesimo septimo Quamquidem cartam eis factam omnibus punctis suis circumstanciis forma pariter et effectu in omnibus et per omnia ut in ipsa carta continetur ego Willelmus Walase antedictus approbo ratifico et pro me et heredibus meis inperpetuum confirmo ita quod dictus prior conventus et eorum successores qui pro tempore fuerint dicant et orent pro me in anniversario dicti fratris mei commemoracionem et collectam specialem In cuius rei testimonium sigillum meum presentibus est appensum apud Cragyn in festo beate Katerine virginis anno Domini millesimo cccc^mo^ nono decimo.

Abstract.

Charter of confirmation by William Wallace, lord of Cragy, ratifying charter by his deceased brother Sir Hugh Wallace of Cragy, granting to the prior and convent of Friars Preachers of Ayr four bolls of white oatmeal yearly from the lands of Cragy, for the repair of the fabric of the convent and the sustenance of the friars, or, failing the meal, the sum of forty pence for each boll, the sum total being 13s. 4d., payable at the feast of St. Katherine the virgin, patroness of the said convent, in perpetual alms,

for one anniversary to be said for the granter and his heirs, with full service of the choir, as for a professed brother of the order, and letters of confraternity in form, with recommendation of the chapter of the general of their order, wherever held in the kingdom of Scotland. The charter is dated at Ayr 9th February 1397-8. The confirmation, requiring only that the prior and convent shall say and pray a commemoration and special collect for the said William Wallace on the anniversary of his said brother, is dated at Ayr (April 29) 1419.

31. *Charter by Adam of Boure to the Friars Preachers of Ayr, of an Annualrent of Four Shillings.*—[*28th July* 1423.]

Omnibus hoc scriptum visuris vel audituris Adam de Boure burgensis de Are salutem in Domino sempiternam Noveritis me caritatis intuitu ac pro salute anime mee et anime Elene uxoris mee parentum meorum et omnium fidelium defunctorum dedisse concessisse et hoc presenti scripto meo post decessum meum imperpetuum confirmasse Deo beate Katerine et omnibus sanctis necnon priori et conventui domus Fratrum Predicatorum de Are ibidem Deo et beate Katerine servientibus et imperpetuum servituris unum annualem redditum [de quatuor solidis] post decessum meum levandum de una venella iacente inter terram Thome Hakate ex una parte et terram Johannis de Montogomorry ex altera parte ad festum Pentecostes et sancti Martini in yeme per equales porciones Tenendos et habendos predictos quatuor solidos post decessum meum dictis priori et conventui in puram et perpetuam elemosinam de me et heredibus meis sine contradictione aliquali ita libere quiete plenarie bene et in pace sicut aliqua elemosina alicui conventui in toto regno Scotie datur sive conceditur a quocunque Faciendo pro me et pro dicta Elena uxore mea dictus prior et conventus qui pro tempore fuerint anniversarium dumtaxat cum pleno servicio chori in crastino post festum sancti Dionisij tanquam pro sui ordinis confratre professo. In cuius rei testimonium sigillum meum presentibus est appensum et pro maiore securitate sigillum nobilis viri Johannis Blare domini de Adamtoun cum instancia apponendum procuravi. Datum apud Are vicesimo octavo die mensis Julij anno Domini millesimo quadringentesimo vicesimo tercio.

Abstract.

Charter by Adam of Boure, burgess of Ayr, in favour of the convent of the Friars Preachers, of an annual rent of four shillings, to be taken after his decease, from a vennel lying between the land of Thomas Halkate on the one side, and that of John of Montgomery on the other; to be held in pure alms for the weal of the granter's soul, the souls of Ellen his wife, his parents, and all the faithful dead; the prior and convent performing therefor an anniversary with full service of choir on the morrow after the feast of St. Dionysius, as for a professed brother of their order. Sealed with the seal of the granter, who for greater security also "procured with instance," the seal of "a noble man," John Blair of Adamton, to be appended, at Ayr 28th July 1423.

32. *Tack by James of Cathcart of M'Carbriston, to Alan Quhit, of a half Tenement in Ayr.*—[*6th May* 1438.]

Til al men that this present charter sal se or here, James of Cathkert lord of M'Carbriston[1] gretyng in God evirlastande, wittis me til hafe giffyn and grantit, and be thir my present lettres in feferme til hafe set and lattyn, and for evirmar til hafe confermit til Alane Quhit burges of Are and til his airis and til his assingnez al and hale the ta halfe of the tenement with the pertinentis that was quhilom schir Robert Adeson as it is and was be hym departit and biggit, lyand betuex the tenement of Johne M'Carr burgis of Are on the west part and the tothir part of the samyn forsaide tenement the quhilk is Alan Colt on the south part, for fourten schillyngis and ix d. of annualcrent yerely to be payit to me and to myn airis and to myn assingnez and xv d. to the Freris Prechouris of Are and thre halfe penеis of borow male yerly for evirmair be the said Alan and his airis and assingnez, at twa usuale termys of the yeir that is to to say Witsonday and Martymmes in wynter be ewyn porciones To be haldyn and had al hale and syndre the forsaid tenement with the pertinentis lyand in bred and lynthe as is beforsaid til the forsaid Alan and til his airis and til his assingnez fra me myn aris executouris and assingnez and fra al myn in fe and heritage for evirmair for the said annual rentis and borow male beforwrittyn with al and syndre profitez fredomez hesmentis and richtwise pertinentis til the saide halfe tenement

[1] Carbreston is in the parish of Coylton. See Nisbet, *Obit Book*, p. 78.

pertenand or richtwisly mayand perten be ony maner of way in tym to cum, frely halily honorably wele and in pese, he and his airis and his assingnez anerly payand the said annuale rentis and borow male yerly and na mair in maner and forme as is beforsaide And I the said James and myn airis til the said Alan and til his airis and assingnez al and hale the forsaide halfe tenement with the pertinentis in maner forme and in effek as is beforsaid aganes al erdly men and women as the law wil we sal warrande and mac quyt and for evirmair defende be thir presentez In witnes of the quhilkis thyngis til this my present charter I hafe hungyn my sele at Sondrom the saxt day of the moneth of Maij the yeir of our Lorde a thousand four hundre and acht and threty yere And for the mair sekirnes the sele of Patrik Hair alderman of Are is procurit alsa to hynge thairat thir witnes Johne Petit bailye of Are, Johne Patrikson seriande, Patrik Hare alderman, Will Boyde, Adam M'Creich, Alexander of Qulchon, Johne Litster, Alan Col, Michael Mason, Gib of Askirk and mony othir.



33. *Charter by Friar Michael Gray, to the Friars Preachers of Ayr, of a piece of Land there.*—[11*th July* 1443.]

Universis sancte matris ecclesie filiis ad quorum noticiam presentes litere pervenerint Frater Michael Gray generalis preceptor de sancto Anthonio prope Leth infra regnum Scocie salutem in Domino Jhesu Christo Noveritis nos pro salute anime nostre parentum nostrorum et benefactorum dedisse concessisse et hoc presenti scripto nostro confirmasse venerabilibus viris religiosis priori et conventui qui pro tempore fuerint domus Fratrum Predicatorum de Are quamdam peciam terre non plene acram jacentem infra terras nostras in croftis de Are in puram et liberam elymosynam in perpetuum ad celebrandum anniversarium nostrum parentum nostrorum et benefactorum in dicta ecclesia Fratrum Predicatorum de Are annuatim in crastino sancti Johannis Baptiste per fratres conventuales quos presentes adesse contigerit et hoc omnibus quorum interest seu interesse poterit in futurum notum

facimus per presentes In cuius rei testimonium sigillum nostrum presentibus est appensum apud Are undecimo die mensis Julii anno Domini millesimo quadringentesimo quadragesimo tercio.

Abstract.

Charter by Friar Michael Gray, preceptor general of St. Anthony, near Leith, in favour of the convent of the Friars Preachers of Ayr, of a piece of ground, not fully an acre, lying in the granter's lands in the crofts of Ayr, to be held in pure alms for the celebration by the friars in the church at Ayr, of the anniversary of the granter, his parents and benefactors, on the morrow after the feast of St. John the Baptist. Dated at Ayr, 11th July 1443.

34. *Notarial Instrument on the attempted Distraint of the lands of Kerse by the Prior of the Friars Preachers of Ayr.*—[11*th September* 1460.]

In Dei nomine amen Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum quod anno ab incarnacione Domini millesimo quadringentesimo sexagesimo die vero mensis Septembris undecimo indiccione octava pontificatus sanctissimi in Christo patris ac domini nostri domini Pii divina providencia pape secundi anno tercio In mei notarii publici et testium infrascriptorum presencia personaliter constitutus discretus vir religiosus frater Patricius Pulty prior conventus Fratrum Predicatorum de Ar personaliter accedens ad messuagium Johannis Crawfurde domini de Kerse ad namandum seu namare faciendum terras de Kerse antedictas pro summa quinquaginta solidorum annui redditus sibi dicto priori et conventui de Ar antedicto de termino Penthecostes ultimo transacto debita et reperiens super fundum terrarum de Kerse predictarum aliquas vaccas et illas secum in defectu solucionis dicte summe minare seu abducere inchoavit de quibus quidem vaccis Johannes M'Kee servus ut asseruit Johannis de Craufurde antedicti dictum priorem spoliavit secum reducendo in presencia Johannis de Craufurde antedicti quo facto dictus prior asserebat quod propter impedimentum dicti Johannis M'Kee sibi tunc illatum suum annuum redditum prout tunc habere nequiebat De et super quibus omnibus et singulis premissis ut prefertur antedictus Patricius a me notario publico infrascripto publicum sibi fieri peciit instrumentum seu publica instrumenta Acta fuerunt hec super fundum terrarum de Kerse predictarum hora quasi undecima

This endentur maid at ayr ye xv day of october ye zer of our lord
it is accordyt betuix discret men frer patrik prulty prior of ayr & ye
of ye said burgh of ye toun yt yai ye said prior & convent sall do & ge
wt vela as ye man is & on ye morn a mes of ye requiem wt not & ilk
ye said prior quhat sumeuir he be sall fynd twa lychtis at ye dirige &
ga throu ye town & pray for ye said alane & jonet hill his spou
ye said alane has gevyn heretabill state to ye said prior & convent
day & martimes be evinly porcionys out of his tenement & to
ye ta pt and alexand cordonar of ye toun pt & quhen euir it hi
pament of yis said anuell at ye next term wytsonday or ma
to yar habitis ye same day of ye obit eftir ye ye mes beand done
gar ye bell of ye kyrk solempnitly be ryngyn till dirige &
prior wt ye consent of ye convent to ye part remanand to ye said a
caus ye said alane had na sell propir of his awn he has pr
yt present ye commun sell of ye burgh of ayr to ye part remanand
ye tym aldirman alexander hamylton & robyn pettyt ye tyme bali

Ʒousand iiij C sexty & ix ʒere apport & bere witnes in it selff yt
nent & ye convent of ye samyn of ye ta pt & alane quhyt burges
be done ʒerly on ye morn eft sant androis day placebo & dirige
ne of ye convent as yai ar dispossyt sall say a mess god willand
ye mess a pon ye tenement of ye said alane & he sall gev ye bellman
r ye quhilk he sall gyf ye belman twa d & for ye doyn of yis
om s and iiij d ʒerly to be tane at twa vsuall tyms wytsu
bode gate of ayr be twix ye tenement of thom smyt lyand on
inns ye said alane to deces ye said por & convent sall entyr in ye
mes quhen it happinis & it sall be distribute to ye cnet
por quhat sum euer he be of it hafand twa pts ye said por sall
yir forsaid thyngis lelily & trewly to be kepyt ye forsaid
ne & his eft cuars yai haf bundyn to ye comon seill & be
t wt gret instans of ye tolb both be for ye communyte of ayr
ye said por & convent be for ye wytnes alexander ottirburn
& william achinlek johne nulty wt diuers oyis

antemeridiem anno die mense indiccione et pontificatu quibus supra presentibus ibidem honestis viris Jacobo Fullone burgensi burgi de Ar Gilberto Yssone et Johanne M'Gergour testibus ad premissa vocatis specialiter et rogatis.

Et ego Johannes Ladlaw presbyter Sancti Andree diocesis publicus auctoritate imperiali notarius universis omnibus et singulis premissis dum sic ut premittitur (etc. in forma communi).

Abstract.

Notarial Instrument narrating that Friar Patrick Pulty, prior of the convent of the Friars Preachers of Ayr, went personally, in presence of notary and witnesses, to the messuage of John Crawfurde, laird of Kerse, to distrain the lands of Kerse for fifty shillings of yearly rent, due to the said prior and convent, of the Whitsunday term last past, and finding on the ground of the said lands certain cows, he began to lead them away with him, in default of payment of the said sum, of which cows, John M'Kee, servant, as he affirmed, of the aforesaid John Crawfurde, despoiled the said prior, and led them back with him, in presence of John Crawfurde foresaid, upon which the said prior asserted that because of the hindrance then offered to him by the said John M'Kee, he was not able at that time to obtain his rent. Done on the said lands of Kerse, about eleven o'clock before noon, 11th September 1460.

35. *Indenture between the Friars Preachers and Alan Quhyt, Burgess of Ayr.*—[*15th October* 1469.]

This indenture made at Are the xv day of October the yer of our Lord a thousand iiij^{c} sexty and ix yer proportis and beris witnes in itself that it is concordyt betwex discret men frer Patrik Pulty prior of Are and the convent of the samyn of the ta part and Alane Quhyt burges of the said burgh of the tother part that the said prior and convent sall do and ger be done yerly on the morne efter Sanc Androis day placebo and dirige wyth ix lectionis as the maner is, and on the morne a mes of the requiem wyth not, and ilk ane of the convent as thai ar disposyt sall say a mes God willand the said prior quhatsumever he be sall fynd twa lychtis at the dirige and at the mes apone the terment of the said Alane and he sall ger the belman ga throu the towne and pray for the said Alane and Jonet Hill

his spous, for the quhilk he sall gyf the belman twa d. and for the doyne of this the said Alane has gefyn heretabill state to the said prior and convent of xiij s. and iiij d. yerly, to be tane at twa usuall termys Wytsunday and Martimes be ewynly porcionys out of his tenement into the Wode gate of Are betwix the tenement of Thome Smyth lyand on the ta part and Alexander Cordonar of the tother part and quhenever it happinis the said Alane to decès the said prior and convent sall entyr in the pament of this said anwell at the next terme Witsonday or Martymes quhether it happinis, and it sall be distribute to the convent to thar habitis the same day of the obit efter the he mes beand done the prior quhatsumever he be of it hafand twa partis the said prior sall ger the bell of the kirk solempnitly be rungyne tyll dirige And all thir forsaid thyngis lelily and truly to be kepyt The forsaid prior wyth the consent of the convent to the part remanand to the said Alane and his efter cumaris thai haf hungyn to ther commone seill, and becaus the said Alane had na seill propyr of hys awyn he has procurit wyth gret instans in the Tow both befor the communyte of Ayr ther present the commun sell of the burgh of Ayr to the part remanand wyth the said prior and convent befor thir wytnes Alexander Otterburne that tym alderman, Alexander Hommyltoun and Robyne Pettyt that tyme balyes, and William Achinlek Johne Multerer, wyth divers otheris.

36. *Confirmation by the Vicar-General of the Friars Preachers, of an Obligation by the Convent of Ayr to William Young, Vicar of Cragy.*—[1*st November* 1469.]

Universis presentes litteras inspecturis frater Johannes Muyr ordinis Predicatorum in regno Scocie licet immeritus vicarius generalis salutem in Jhesu Salvatore nostro Noveritis quod ego sincera devocione et affectione precipua quam venerabilis vir dominus Vilelmus Yong vicarius de Cragy ad nostrum gerit ordinem et specialiter ad nostrum conventum de Ayr qui donis quam plurimis ditavit eundem nos vero supra scriptus vicarius generalis matura deliberacione pensata de discretorum consilio obligacionem factam suprascripto domino Vilelmo de una missa cotidiana inperpetuum per fratres eiusdem conventus secundum modum contentum in litteris obligatoriis dicti conventus quibus presentes annectuntur laudo approbo et ratifico autorizo pariter et confirmo volens predictam obligacionem in perpetuum valituram et fratres in dicto conventu futuros ut presentes obligari In

cuius rei testimonium sigillum officii mei vicariatus generalis presentibus est appensum apud Ayr primo die Novembris anno Domino m° quadringentesimo sexagessimo nono.

Abstract.

Confirmation by John Muyr, vicar-general, albeit unworthy, of the Predicant order in Scotland, of an Obligation granted by the convent of Ayr to Sir William Young, vicar of Cragy, to perform on his behalf a daily mass for ever. The confirmation is declared to be granted in consideration of the sincere devotion and special affection which the said Sir William bore towards the said order of friars, and particularly to their convent at Ayr, which he had enriched with many gifts. Dated at Ayr 1st November 1469.[1]

37. *Indenture between the Convent of the Friars Preachers and Matho M'Nedyr, Burgess of Ayr.*—[*7th November* 1471.]

Thir indenturis mad at Ayr the vij dai of the moneth of November in the yer of God i^m^ cccc sewynty and a yer proportis and beris witnes in the self at it is concordit betwix worthy and dyscret men frere Patrik Pulty prior of Ayr and the convent of the samyn of the ta part and Matho M'Nedyr[2] burges of the said burcht of the tother part at the said prior and convent sal do and ger do yerly the auchtane dai of November placebo and dirige with ix lectionis as the manner is and on the morn a mes with not of the requiem, and ilk an of the convent and thai be disposit God willand sal say mes and gyf thai be nocht disposyt that dai to say on the morn the prior for the tym qwatever he be sal fynd tua lychtis at the dirige and at the mes on the morn on the terment of the said Mathois and ger the bell be rongyn throucht the towne and pra for the said Mathois saul and Katrin hys wyffis, for the qwhylk he sall gyf to the belman ij d. and ger the bellis of the kyrk solemply be rongyn to the forsaid dirige And for the doing of this the said Matho has gyffyn heretabyll stat to the said prior and convent of xij s. of annuell rent yerly to be tane at tua usual termys of the yer that is to say Witsondai and Martynmes be ewynly porcionys of his tenement in the stret callit the Wodgat of Ayr betwix the mansion tenement at the said Matho duellis in on the ta part and John the Red smithtis on the tother part, and of the forsaid xij s. the said Matho sal gyf yerly vj s. qwyll he leffis to syng

[1] Only a small fragment of the Vicar-General's seal of office remains.

[2] He is mentioned in the *Obit Book of Ayr* (1848), pp. 23, 60.

placebo and dirige for Katryn hys spous And qwen ever it sal happyn the said Matho to dysses the said prior and convent sal enter to payment of the hal xij s. at the next term folouand Witsondai or Mertynmes qwylk at sal happyn the said prior and convent than completand hail service for the saulys of the said Matho and Katrin as is beforsaid, and of the forsaid xij s. the ta half sal be gyffyn to the uphald of the place and the tother half to the freris abytis And at al thir thyngis leilly and treuly be kepyt the forsaid prior with consent of the convent to the part remanande with the said Matho and hys efter cummaris thai haf hungyn to thair common seil, and becaus the said Matho had na seil propyr of hys awyn he has procuryt wyth gret instance in the Toll butht the communite beand present the common seil of the said burcht of Ayr to be put to the part remanande wyth the said prior and convent before thir witnes Johne Multrar than alderman, Alexander of Otyrburn Alan Boyman and George Qwyt than balyeis, Alexander of Hamylton Huchon Hulson Robyn Petyt and Mychell Mason,[1] wyth dyvers otheris dai and place befor wrytyn.

38. *Charter by Patrick Pulty, Prior of the Preaching Friars, to Gibbon M'Callan, of a Tenement in Ayr.*—[5*th March* 1476.]

Tyl al and syndry quhais knawlagis this present wryt sal to cum freir Patrik Pulty priour of the Freir Prechouris of the burght of Are gretyng in God evirlastand Wit ye that we the foirsaid freir Patrik wyth the consent and assent of our hale conwent til haf gewyn and grantit and be this our present writ til haf confermyt til a worchipfull man Gybbon M'Callan inhabitant the burght of Are and til his airis and til his assignais al and hale our tenement liand in the burght of Are in the Wodgate betwex the tenement of Allan Boyman on the northt part and the tenement of Patrik Quhyttis on the southt part togidder with four and twenty elln of lenth on the baksyde ewyn furtht fra the baksyde of his foir hous til his tail dyk haldand the breid of the foir front with all profettis and pertenentis til it pertenand or may pertene in tyme to cum To be haldin and had al and hale the said tenement with the pertenentis foirsaid to the sade Gybbon his airis and his assignais in fee and heretage for evirmair of us the said priour and conwent and our successouris quhatsumevir frely quietly halely honir-

[1] Michaell Mason is mentioned in the *Obit Book of Ayr*, pp. 31, 66.

abilly weil and in pece withoutyn ony revocacion or ganecallyn of us the said priour and conwent and our successouris quhatsumevir the said Gybbon his airis and his assignais payand of annuell rent yeirly til us the said priour and conwent and til our successouris quhatsmevir out of the hale gronde foirsyde and baksyde sewyn schillyngis of gud and usuale mone of the kynryk of Scotland at twa usuale termes of the yeir Witsonday and Mertymes in wynter be ewynly porciownis but fraude or gyle And quhat tyme it sal happyn, as God foirbeid it do, that the said annuel pas ouir thre termes wnpayit til us the said priour and conwent and our successouris quhatsumevir than the foirsaid tenement with the pertenentis sal raturn agane til us the said priour and conwent and our successouris quhatsumeuir frely to bruk and jois or to dispone thairapone as ples us best but ony proces of law spirituale or temporale borow lawis or baron lawis And attour I the said Gibbon byndis my hale tenement with the pertenentis to keip the priour and conwent foirsaid and thair successouris and thair place of Sanct Katrine skaithles of me myne airis and assignais and of my place as of closyne of it to be lauchfully maid In witnes of the quhilk thing becaus I the said Gibbon M'Callane had na seil propyr of myne awne I haf procurit with instans the seil of a wyrchipfull man Allane Boyman burges of Are to this present copy to be to hungyn at the burght of Are the fyft day of the moneth of Marche in the yeir of God a thousand four hundreth sewynty and sex yeris befoir thir witnes William Lathis Adam Lathis William Blak burges of the said burght of Are Sir John M'Myleracht Master Patrik Pettyt chaplanis and oder divers.



39. *Indenture between Isabella, Lady Glammis and Kennedy, and the Convent of the Friars Preachers.*—[20*th June* 1480.]

Hec endentura facta apud Edinburgh vicesimo die mensis Junij anno Domini millesimo quadringentesimo octuagesimo in se portat fideliter quod est appunctuatum et finaliter concordatum inter nobilem et potentem dominam

Isabellam dominam Glammis et Kennydy ex parte una et priorem et conventum religiose domus Fratrum Predicatorum burgi de Are cum consensu fratris Johannis Mure vicarij generalis dicti ordinis infra regnum Scocie nomine et ex parte tocius ordinis ex parte altera in hunc modum sequentem viz. Quia dicta domina Isabella dicte domui Fratrum Predicatorum ex eius conquestu conferri et donari fecit in puram et perpetuam elemosinam terras subsequentes et annuos redditus viz. duas partes terre de Kerrislande inter terras dictorum Fratrum Predicatorum ex parte una et terras dominorum de Dundufe et Crageafi ex parte altera necnon duas partes terrarum de Kerrisholme infra terras domini Johannis Holmis capellani ex parte una et terras quondam Johannis Mordathsone ex parte altera jacentes in territorio burgi de Are infra vicecomitatum eiusdem Ac eciam duos solidos et octo denarios usualis monete Scocie annuorum reddituum exeundorum et levandorum ad duos anni terminos consuetos de terris de Strobryddyne infra terras de Nethire Clowyngal et eciam alia diversa beneficia gratuita dicte domui dedit et concessit dicti prior et conventus tenentur et obligantur imperpetuum ad celebracionem et observacionem suffragiorum et oracionum subsequencium viz. quod decimo nono die mensis Marcij ac eciam sexto die mensis Augusti annuatim quolibet dictorum dierum unum anniversarium et vigiliam mortuorum cum nota ac eciam post quemlibet dictorum dierum omni anno celebrabunt unum trigentale videlicet triginta missas in secreto pro animabus excellentissimi principis Jacobi Scotorum regis illustrissimi et domine Margarete regine eius consortis liberorumque eorundem antecessorum et successorum regum Scocie necnon pro animabus dicte Isabelle patrisque matris eius ac animabus Patricij Lyoune domini Glammis et Gilberti Kennydy domini eiusdem sponsorum suorum heredum et liberorum eorundem ac omnium fidelium defunctorum Verum eciam dicti prior et conventus facient campanam manualem dicte ville de Are in vigilia huiusmodi anniversariorum facere pulsare exhortandum populum ut orent pro anima dicte Isabelle et suorum sponsorum predictorum et huiusmodi obsequiis intersint Insuper appunctuatum et concordatum est inter dictas partes quod dicti prior et conventus infeodabunt tercium anniversarium de terris sive annuis redditibus sufficientibus emendis annuatim post mortem dicte Isabelle in die eius decessus celebrandum pro animabus suprascriptis modo predicto et continue illud sustinebunt ex eo quod dicta Isabella pure et simpliciter dedit et assignavit eisdem bona subscripta videlicit sex boves arabiles precium sex librarum quatuor celdras avenarum precium sexdecim marcarum dimidiam

celdram ordei precium quatuor marcarum existencia in illa assedacione terrarum suarum nemoris de Dalrimpyll quam nunc habet Rollandus Makmurthe prout in literis assignacionis desuper confectis plenius continetur In quibus vero si negligentes aut remissi fuerint dicti prior et conventus non celebrantes dictas missas anniversaria et obsequia more prefato per quadraginta dies continue nisi fuerint impediti per ignem pestilenciam famem seu communem guerram tunc licebit dicte domine et eius heredibus et in eorum absencia preposito ballivis et communitati burgi de Are terras predictas et annuos redditus alio loco religioso ecclesie beati Johannis de Are ubi melius placuerit dicte domine et eius heredibus deferre ubi dicta suffragia et oraciones possint observari modo predicto Et si huiusmodi tercium anniversarium non fuerit completum et infeodatum dicta bona pro eius complecione recepta dicti prior et conventus restituent absque quocunque impedimento ut provide huiusmodi anniversarium ad bene placitum personarum predictarum in locis expedientibus compleatur ita quod dicti prior et conventus et eorum successores qui pro tempore fuerint predictas terras et annuos redditus minime possint levare exigere quomodolibet vel requirere Et ut premissa fideliter imperpetuum observentur inviolabiliter dictus prior et conventus necnon dictus vicarius nomine tocius ordinis strictissima forma obligacionis sunt astricti et obligati In signum cuius parti huius endenture remanenti cum dicta domina sigillum predicte domus conventus de Are unacum sigillo dicti vicarii nomine tocius ordinis est appensum Et parti huius endenture remanenti cum dictis priore et conventu sigillum dicte domine est appensum anno mense die et loco predictis coram hijs testibus Johanne domino Kennydy domino Johanne Chawmyr de Gaytgarth milite domino Georgio Cambell comite de Are milite magistro Jacobo Dunbar magistro Johanne Lyoune domino David Robertsone preposito de Monybole Quintino Mure de Arde et magistro Willelmo Lamby cum multis alijs.



Abstract.

Indenture between a noble and potent lady Isabella Lady Glammis and Kennedy on the one part, and the prior and convent of the religious house of the Friars Preachers of the burgh of Ayr, with consent of friar John Mure, vicar-general of the said Order within the kingdom of Scotland, on behalf of the Order, on the other part, whereby the said lady bestows upon the said convent, in pure alms for ever, two parts of the lands of Kersland, between the lands of the said friars on the one side, and the lands of the lairds of Dunduf and Cragcafy on the other: also two parts of the lands of Kersholme, within the lands of Sir John Holmes, chaplain, and those of the late John Mordathson, lying in the territory of the burgh of Ayr, and also two shillings and eightpence Scots of yearly rents from the lands of Strobryddyn, within the lands of Nether Clowyngal, and various other gratuitous benefices: the said prior and convent becoming bound to celebrate the suffrages and prayers following, viz. On the 19th of March and the 6th of August yearly and respectively, one anniversary and vigil of the dead with note: and after each of the said days, every year, they shall celebrate one trentale, or thirty masses in private, for the souls of James King of the Scots and Queen Margaret his consort, their children, ancestors and successors, kings of Scotland; also for the souls of the said Isabella, and of her father and mother, and of Patrick Lyoun Lord Glammis, and Gilbert Kennydy lord of that ilk, her spouses, their heirs and children, and all the faithful dead: Moreover, the said prior and convent shall cause the handbell of the town of Ayr to be rung on the eve of the said anniversary, to exhort the people to pray for the soul of Isabella, and of her spouses aforesaid, and to attend their obsequies. Further, it is agreed that the prior and convent shall fee a third anniversary from sufficient lands or annualrents to be bought after the death of the said Isabella, to be celebrated on the day of her decease, for the souls above mentioned, in the foresaid manner and continually; and shall uphold the same, inasmuch as she has given and assigned to them six draught oxen, price six pounds, four chalders of oats, price sixteen merks, a half chalder of barley, price four merks, which subjects are in that tack of her lands of the Wood of Dalrymple which Rolland Makmurthe now has; and should the prior and convent be negligent or remiss in celebrating the masses, anniversaries and

obsequies, in the aforesaid manner, for forty days continuously, if not hindered by fire, pestilence, famine, or common war, then it shall be lawful to the said lady and her heirs, and in their absence, to the provost, bailies, and community of Ayr, to give over the said lands and annualrents to another religious place of the church of St. John of Ayr, as shall seem best, where the said suffrages and prayers may be observed in the manner described; and if the third anniversary shall not be completed, the goods received for that purpose shall be restored, that it may be completed in places suitable, at the pleasure of the persons aforesaid. Sealed by the parties interchangeably, at Edinburgh 20th June 1480.

40. *Confirmation by John Wallace, Lord of Cragy, of a Charter by Sir Hugh Wallace, Kt., granted to the Friars Preachers.*—[*5th August* 1480.]

Omnibus hoc scriptum visuris vel audituris Johannes Walas dominus de Cragyn salutem in Domino sempiternam Noveritis me quondam cartam quondam nobilis et potentis viri domini Hugonis Walas de Cragyne militis predecessoris mei Fratribus Predicatoribus de Are et eorum successoribus super quadam elemosina eis facta et concessa ut in quadam carta super hoc per ipsum eis confecta plenius continetur non rasam non abolitam nec in aliqua sue parte viciatam vidisse perlexisse et ad plenum intellexisse cuius-quidem carte tenor sequitur de verbo in verbum et est talis. [Vide No. 23, supra.] Quamquidem cartam eis factam in omnibus punctis suis circum-stanciis forma pariter et effectu in omnibus et per omnia ut in ipsa carta continetur ego Johannes Walas antedictus approbo ratifico et pro me et heredibus meis imperpetuum ita quod dictus prior conventus et eorum successores qui pro tempore fuerint dicant et orent pro me in anniversario dicti predecessoris mei commemoracionem et collectam specialem In cuius rei testimonium sigillum meum presentibus est appensum Apud Cragyne quinto die mensis Augusti anno Domini m° cccc° octogesimo.

Abstract.

Confirmation by John Wallace, lord of Cragy, of a charter granted by Sir Hugh Wallace of Cragy, Knight, his predecessor, to the Friars Preachers of Ayr, of certain alms. [*Vide* Charter, dated 9th February 1397-8, No.

23, *supra.*] The confirmation is granted in consideration of the friars saying and praying for the granter, a special commemoration and collect, on the anniversary of his said predecessor. Dated 5th August 1480.

41. *Resignation by William Noble and his Wife, of an Annualrent of Eight Shillings, in favour of the Convent of the Friars Preachers of Ayr.* [13*th December* 1488.]

In Dei nomine amen Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum quod anno incarnacionis dominice millesimo quadringentesimo octuagesimo octavo die vero mensis Decembris decima tercia indiccione septima pontificatus sanctissimi in Christo patris ac domini domini nostri Innocencij divina providencia pape octavi anno quinto in mei notarij publici et testium subscriptorum presencia personaliter constitutus Willelmus Noble ly cowpare burgensis burgi de Aire et Isobella Coupland sua sponsa per deliberacionem unius denarij pure et simpliciter resignaverunt et sursum reddiderunt a se et suis heredibus et assignatis in manibus providj viri Ade Wischard[1] ballivi predicti burgi pro tempore octo solidos annuj redditus annuatim levandos et recipiendos de suo tenemento toto et integro vel de eius quacunque parte occupata pro tempore tam in fronte quam in cauda cum pertinencijs jacente in dicto burgo inter pontem eiusdem ex parte borealj ab una et tenementum Finlaj Inglis[2] ex parte australj partibus ab altera Quaquidem resignacione rite in manibus dicti ballivj ut premittitur peracta sepedictus ballivus per donacionem unius denarij statum dedit hereditarium et saisinam necnon et realem et corporalem possessionem antedictorum octo solidorum annuj redditus annuatim ut predicitur de dicto tenemento cum pertinenciis famoso viro religioso videlicet fratri Johannj Red priorj loci conventualis Fratrum Predicatorum Sancte Katrine dictj burgj pro annuo obbitu et suffragio cum mortuorum exequijs et missa cantus in crastino pro eisdem in dicta ecclesia annuatim semel celebrando Reservato tamen libero tenemento dictj annuj redditus ipsis coniunctim scilicet quousque unus eorundem moriatur Et post decessum prioris eorundem decedentis decetero solvendo dictum annuum redditum dicto loco imperpetuum una cum onere campane solvendo per priorem et conventum pro

[1] *Obit Book of Ayr*, p. 60.

[2] This tenement was in the "Voodgait." *Obit Book of Ayr*, pp. 10, 48, 49.

tempore de dicto annuo redditu tantum Super quibus vero omnibus et singulis sic premissis pecijt antedictus prior procuratorio nomine ex parte dicti locj hoc presens publicum instrumentum per me notarium publicum subscriptum sibi fierj Acta erant hec super solum dicti tenementj hora quasi viij[a] ante meridiem vel ea circa anno die mense indiccione et pontificatu quibus supra presentibus ibidem providis viris Roberto Clerk de Aldhaw[1] Willelmo Red[2] Johanne Brisbane Thoma Cowpare et Thoma M'Gie[3] seriando comburgensibus dicti burgj testibus ad premissa vocatis specialiter et rogatis.

Et ego vero dominus Andreas M'Cormill[3] presbiter Glasguensis diocesis publicus imperiali autoritatibus ac regali notarius (etc. in forma communi).

Abstract.

Instrument on the Resignation by William Noble, the cooper, burgess of Ayr, and Isabella Coupland his wife, in the hands of Adam Wischard, bailie of Ayr, of a yearly rent of eight shillings out of their tenement, lying between the bridge of the said burgh on the north, and the tenement of Finlay Inglis on the south, whereupon the said bailie, by delivery of a penny, gave heritable state and sasine of the same yearly rent, to friar John Red, prior of the convent of the Friars Preachers of St. Katherine, of the said burgh, for a yearly obit and prayer, with rites of the dead, and mass to be sung on the morrow, in the said church, to be celebrated at the same time yearly, reserving the liferent of the said sum until the death of one of the resigners, after which it shall be paid to the convent for ever; the burden of the bell to be paid by the said prior and convent during the time of the said yearly rent only. Dated 13th December 1488.

42. *Reversion by Andrew Raperlaw, in favour of the Friars Preachers of Ayr, of a Half Croft of Land.*—[13*th April* 1491.]

Be it kend till all men be thir present lettrez me Andro Raperlaw burges of the burgh of Are to be bundyn and oblist leleye and treulie be the faith and treuth in my body and be thir my present lettrez of reversioun straitly bindis and oblis me myn ayris assignais and successouris to

1 Robert Clerk, of Auldhall, was Alderman of Ayr in 1508. *Obit Book of Ayr*, p. 45.

2 Probably the same person mentioned in the *Obit Book of Ayr*, p. 45.

3 Both mentioned in the *Obit Book of Ayr*, p. 17.

ane venerable fader in Criste freir Johne Rede priour of Freres Predicatouris of the burgh of Aire and to the convent of the sammyn and thair successouris quhatsumever that nochtwithstanding that the saidis priour and convent has infeft me myn ayris and assignais heretablie be charter and seising in the north half of umquhile thair croft with the pertinens the quhilk hail croft extendis in baith north and south to the quantite of a feilde rude and sex ellis The quhilk hail foirsaid croft with the pertinens lyis betuix the berne now beand John Walkeris burges of the said burgh on the ta part on the south part at the maiking of thir presentis and the commone Wennell descendand to the Freir Furde on the north part and als betuix the Watter of Air on the est side and the comone passage passand to the Quarell of Air on the west side on the tother part Nevertheles I will and I grant for me myn ayris assignais and successouris quhatsumever that geve it sall happin me or thaim to sel analy gefe or wadset ony maner of annuellrent out of the said half croft til ony persone or personez quhatsumever or gef at it sall happin the yeirly annuell of six schillings acht pennys of annuell for the said croft to be unpait at thre termes immediatly byrunnyn togidder the said priour convent and thair successouris nocht fyndand the said ground strenyeable termely for the said annuell to be takin of the said half croft the said priour convent and thair successouris doand thair besy cure to strenye thairfor sa at the said half croft be seyn nocht plennyst as said is but fraude or gile that the said half croft with the pertinentis frely raturne agane in augmentacioun of divine service to the said place of Sanct Katrinis of the said freris and to wse and utilite of the priour and convent of the samyn for the tyme and thair successouris als frely of ony annuell or ony wthir thirllage as befoir the day of myn infeftment in the samyn but fraud or gile for outin ony process of the courtis of preving of waistis wardis or dwyms thairupon or withoutin ony wthir process of justice spirituale or temporale bot the force and strenth of this present reversion to induce and inbring the saidis priour convent and thair successouris to the full propirte and possession of the said halff croft with the pertinens but ony clame questioun or demand in contrair heirof forevermair And I and al myn to be excludit thairfra forevermair but fraud or gile In witnes of the quhilk thing to this my present Reversion my propre sele is to hungin at the said burgh the xiij day of the moneth of Aprile the yeir of God J^{m} iiij^{c} ninty and ane yere befor thir witnes Andro Busby alderman of the said burgh Thomas

Houlson[1] balye Alexander Raith Sir Andro M'Cormyl vicar of Straton William Blak Will of Preston Michel Mason and Wil Smytht with wtheris divers.



43. *Reversion by John Walker, Burgess of Ayr, in favour of the Friars Preachers there, of the Half of a Croft of Land.*—[13*th April* 1491.]

Be it kend till all men be thir present letrez me John Walker burges of the burgh of Are to be bundyn and oblist lelely and treulye be the faith and treuth in my body and be thir my present lettrez of reversioun straitlie bindis and oblis me myn ayris assignais and successouris to ane venerable fader in Crist freir Johne Red priour of Freris Predicatouris of the burgh of Are and to the convent of the sammyn and thair successouris quhatsumever That nochtwithstandyng that the saidis priour and convent has infeft me myn ayris and assignais heretablie be charter and seising in the south half of wmquhylle thair crofte vyth the pertinence the quhylk haill crofte extendis in baith south and north to the quantite of a felde rude and sex ellis the quhylk haill foirsaid crofte with the pertinence lyis betuyx the berne now beande myne on the ta part on the south part and the tother halfe of the said crofte now beand Andro Raperlawis on the north part and als betuyx the Vater of Are on the est syde and the commoune passage passand to the Quarrell of Are on the vest side on the tother part Nevertheles I vyll and I grant for me myn ayris assignais and successouris quhatsumever that geve it sall happyn me or thaim to sell analy gewe or wedset ony maner of annuellrent out of the sayd half crofte till ony persoune or personez quhatsumever or gif at it sall happyn the yerely annuell of sex schyllyngis acht penneis of annuell for the said croft to be unpait at thre termes immediatly byrunnyn togydder the said priour convent and thair successouris nocht fyndand the said grounde strenyeable termely for the

[1] *Obit Book of Ayr*, pp. 20, 57.

said annuell to be takin of the said half crofte the said priour convent and thair successouris doand thair besy cure to strenye thairfor sa at the said halfe crofte be seyn nocht plennyst as said is but fraud or gyll that the said half crofte wyth the pertinentis frely raturn agane in augmentacion of divyne servise to the said place of Sant Katernis of the freris forsaid and to wse and utilite of the priour and convent of the sammyn for the tym and thair successouris als frely of ony annuell or ony uther thirllage as befoir the day of myn infeftment in the samyn but fraude or gylle for outin ony proces of the courtis of prewyng of waystis wardis or dwmys thairupon or withoutyn ony uthyr process of justice spirituale or temporale bot the force and strenth of this present reversion to induce and inbryng the priour convent and thair successouris to the full propirte and possessione of the said half croft vith the pertinens but ony claim questione or demand in contrar hereof for evermare and I and all myn to be excludit tharefra forevermare but fraude or gyll In vytnes of the quhylk thyng to this my present reversione my propire seill is to hungin at the said burgh the xiij day of the moneth of Aprile the yere of God j^{m} $iiij^{c}$ nynty and ane yere Befor thir vitnes Andro Busby alderman of the said burgh Thome Houlsone balye Alexander Raith Schir Andro M'Cormyll vicar of Stratone Vylliam Blak Vyll of Prestoune Mychell Masoune and Vyll Smytht with wthir divers.



44. *Reversion by William of Prestoun, to the Friars and Convent of Ayr, of a Tenement in the said Burgh.*—[*7th December* 1491.]

Be it kend till al men be thir present lettrez me William of Prestoun burges of the burgh of Ayr to be bundin and oblist lelely and treuly be the faith and treuth in my body and be thir my present letrez of reversion bindis and oblisis me myn ayris assignes and successouris till ane venerable fader in Crist freir John Red priour of the Freris Predicatouris of the said

burgh and the convent of that ilk and to thair successouris That nocht-withstanding that the said priour and convent hes infeft me heretably be ane charter undir thair commone sele off ane tenement with the pertinentis liand in the said burgh betuix the tenement of William of Laithis on the south part and the tenement of John Broun barbouris on the north part lik as in the charter maid to me thairupon mair fullelie is contenit and for sax schilling acht pennys yeirly to be paid in annuell rent to the said place of Sanct Katrinis Nevyrtheles I will and I grant and be thir my present lettrez of reversioun bindis and oblis me myn ayris assignes and successouris to the saidis priour convent and thair successouris that geve it sall happin at Thomas Kennidy of Bargany[1] or John Broun barbour foirsaid or thair ayris assignais or successouris or ony vthir haiffand power of thame or throwe thame optenys and recoverys be law that my said place acht ane hale merke of annuell yerely to the said place of Sanct Katrinis sa that thairthrow the said Johne Brovnis tenement immediatly liand to my said tenement suld be fre of annuell to the said priour and Freris Predicatouris and thair successouris and at that my said place suld mak the said tenement of John Brownis annuell fre to the said place of Sanct Katrinis yeirly but fraud or gile Than I will and I grant and be thir my present lettrez bindis and oblis me myn ayris assignais and successouris to resign and gef ouir purely and sempilly and frely discharge but ony obstacle or demand my charter gevin to me be the said priour and convent in thair handis or thair successouris quhilkis hapnys to be for the tyme The said priour and convent or thair successouris for the tyme payand to me myn airis or assignais at the ouir geiffing of the said charter the sowme of thretty-four schillingis of usuale money of Scotland quhilkis I pait to the said priour and convent to be pait in thair kirk and upon the hie altar of that ilke and geve it sall happin that I myn airis assignais or successouris withaldis and wil nocht frely discharge and gef ouir the said charter efter at it be notourly knauin at the said hale merke of annuell beis recoverit to be yeirly pait of my place in frething of baith the saidis tenementis concernyng the said place of Sanct Katrinis Than I will and I grant that the charter be cassat annullit and exspirit in the self and I and all myn to be excludit fra clame of warandice of the same forevirmair but fraud or gile sa that it salbe leiffull to the saidis priour and convent and thair successouris to use sik like

[1] *History of the County of Ayr* (1847), vol. i. p. 379.

liberteis tuiching my said tenement as thaj did the day befoir myn infeftment in the samyn In witnes of the quhilk thing to thiris my present lettrez of reversion I have to hungin my sele at the said burgh the sewin day of the moneth of December the yeir off God j^{m} iiij^{c} nynty and ane yere Befoir thir witnes Sir Johne Richardson person of Kyrkdale Maister Quyntin Merchel Sir Andro M'Cormyl vicar of Stratoun and Finlao Goldsmytht and Jok Richardson with vthir divers.



45. *Indenture between Sir John Chalmer of Gaitgirth, and Dame Janet Hamilton, his spouse, and the Friars Preachers of Ayr.*—[20*th March* 1500.]

Thir Endentouris be the maner of chartir party maid at the burgh of Air the twenty day of the moneth of March the yeir of God ane thousand fyfe hundreth yeiris proportis and beris witnes that it is accordit and finily endit betuix ane worschipfull man Schir Johne of Chamer of Gatgirth[1] knycht and his airis and als Daime Jonot Hammiltoun spous to the said knycht on the ta part and freir Johne Sankis priour of the place of Sanct Katrin in the burgh of Air and the convent of that ilk and thair successouris of the said place quhatsumevir on the todir part in maner forme and effec is eftir followis That is to say that the said lard and Daime Jonot his foirsaid spous perpetually gewis granttis and be the tenor of this present chartyr confirmeys for the heile and salvacion of thair saulis in puir and perpetuall almus to the said priour convent and thair successouris quhatsumever all and haile thair tenement and land with the pertinence liand in the said burgh betuix the foir yett and entres of the said place on the north syd on the ta part and the tenement of wmquhill Andro Arinny on the sowth syd on the todir part The quhilk tenement was awand befoir this present geift acht schillingis of annuall to the said place of Sanct Katrine and als the bakland pertenit to the foirsaid place of Sanct Katrine tho be haldin and to be had all and

[1] Robertson's *Ayrshire Families*, vol. iii. p. 266. This charter gives the correct name of his wife.

haill the said tenement with the pertinence to the saidis priour convent and thair successouris quhatsumevir of the foirsaid knycht and Daime Jonot his spous in puir and perpetuall almus as said is forevirmair For the quhilk geift and donacion of the said land and tenement with the pertinence in fre and perpetuall almus gewin as said is the foirsaid priour and convent bindis and oblissis thaim lelely and trewly be the faith and trewth in thair bodeis for thaim and thare successouris yeirly and perpetually to say and do and syng ane obeit with dirige with nyne lectionis and als with ane mes of noit in the Trinite ile of the said kirk with vdir priwat messis on the morne eftir the dirige The quhilk dirige sall yeirly be don on Sanct Dionice day eftir none as the maner is and the said messe apone the morn thaireftir for the foirsaid knycht and Daime Jonot his spous and for the mereit and salvacion of thair saulis and for the agmentacion of diwine service for thair saulis and all cristin saulis yeirly and perpetually forevirmare Alsua the foirsaid convent and thair successouris conventuall sall yeirly haif to thair part of the said obeit of the malis firmeys or annuallis of the said tenement with pertinence acht schillingis perpetually and all the laif of the said tenement be resowne of the geift foirsaid to pertein to the sustentacione of the said place and geif it sall happin the said priour and convent or thair successouris to be negligent remis or slewthfull in the fulfilling and completing of the said obeit yeirly or perpetually in thair defalt or at the leist anys evere yeir perpetually as said is Than it is accordit and finily endit that the said knychtis airis quhatsumevir sall yeirly rais and uptak of the said tenement with the pertinence sextein schillingis of annuallrent the quhilk yeirly annuall salbe distribuit be the said Schir Johneis airis to the choristeris and cheplanis of Sanct Johneis kirk of the said burgh to be don and sungin in the Trinite ile of Sanct Johneis kirk and with siclyke chargis officis and ceremonijs as suld be don be the saidis priour convent and thair successouris as is befoir expremyt for the mereit and suffrage of the said knychtis saul and his foirsaid spous perpetually and like as the said knychtis airis will ansueir befoir God in the distribucion of the said annuall but fraud or gile The quhilk tenement with the pertinence nochtwithstanding this present geift has bein resignit at the dait of these presentis in Thom Taytys handis balye of the said burgh for the tym puirly and symply as maner is and according to the purpos and entencion abwne writtin In wittnes of the quhilk thing to the part of this chartir party remanand with the

said priour and convent the said knycht has to hungin his seyle day yeir and place foirsaidis befor thir witnes Mastir David Lewinston person of Air Huchon Wallace of the Smethiston deyne Robert Kennedy wicar of Penpwnt Schir Andro M'Cormyll wicar of Straton and notar Andro Tenand Johne Brysbane and Richard Bannochttyn with wderis divers.



46. *Resignation by Sir John Chalmers of Gaitgirth, of a piece of Waste Ground in favour of the Friars Preachers of Ayr.*—[*7th April* 1501.]

In Dei nomine amen Per hoc presens publicum instrumentum cunctis pateat evidenter quod anno incarnacionis dominice millesimo quingentesimo primo die vero mensis Aprilis septimo indiccione quinta pontificatus sanctissimi in Christo patris ac domini domini nostri Alexandri divina providencia pape sexti anno octavo et regni Jacobi quarti regis nostri illustrissimi anno decimo quarto in mei notarij publici et testium subscriptorum presencia personaliter constitutus honorabiles persone dominus Johannes Chawmer de Gatgyrth miles et domina Joneta Hammyltoune eius sponsa unanimj consensu et assensu accesserunt ad suam vastam peciam terre jacentem in burgo de Aire inter introitum porte anterioris ad ecclesiam Fratrum Predicatorum de Air ex parte boreali ex parte una et tenementum quondam Andree Arcynne ex parte australi ex parte altera et ibi totam et integram peciam terre prescriptam cum pertinenciis tam in fronte quam in cauda per fustis et baculi tradicionem ut moris est in manibus Thome Tayt balivi de Ayr pro tempore a se et heredibus suis imperpetuum sursum reddederunt pureque et simpliciter resignarunt Qua resignatione facta prefatus Thomas Tayt ballivus ut predicitur statum et saisinam hereditariam ac possessionem corporalem et realem per terre et lapidis tradicionem ut moris [est] nomine et ex parte beate Katerine virginis fratri Johanni Schankis priori de Ayr conventuj eiusdem et eorum successoribus secundum formam et tenorem cuiusdam compromissi inter dictas partes desuper

confecti salvo jure cuiuslibet imperpetuum donavit Super quibus omnibus et singulis peciit prefatus frater Johannes Schankis prior nomine sui conventus et suorum successorum a me notario publico presens fieri instrumentum Acta erant hec super dictam peciam terre hora quasi decima ante meridiem vel ea circa sub anno die mense indiccione pontificatu et regis regno quibus [supra] presentibus ibidem discretis viris Hugone Wallace de Smythston domino Roberto Kennydy vicario de Penpunt Andrea Busby Archibaldo Smale Andrea Tennand Thoma Dalrymple Johanne Brisben et Nicholaio Rolland cum multis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego vero Johannes Thome presbiter Glasguensis diocesis (etc., in forma communi).

Abstract.

Instrument on the Resignation by Sir John Chawmer of Gatgyrth, Knight, and Lady Janet Hamylton his wife, in the hands of Thomas Tayt, bailie of Ayr, of their piece of waste land lying in the burgh of Ayr, between the entrance of the fore gate of the church of the Friars Preachers of Ayr on the north, and the tenement of the deceased Andrew Arcynne on the south, in favour of friar John Schanks prior of Ayr, in name of the convent of St. Katherine the virgin, to whom sasine was given thereof by the said bailie, according to the form and tenor of a compromise between the said parties. Dated 7th April 1501.

47. *Sasine in favour of the Friars Preachers of a third part of Kersholmes and Kerslands, etc., on resignation by Agnes Kere.*—[*13th July* 1503.]

In Dei nomine amen Per hoc presens publicum instrumentum cunctis pateat evidenter quod anno incarnacionis dominice millesimo quingentesimo tercio mensis vero Julij die xiij° indiccione vj^{ta} pontificatus sanctissimi in Christo patris ac domini domini nostri Alexandri divina providencia pape vj^{ti} anno xij° et regni excellentissimi principis Jacobi quarti Scotorum regis illustrissimi anno xvj^{to} in mei notarii publici ac testium subscriptorum presencia personaliter constitutus providus vir Patricius Kere unus ballivorum burgi de Are pro tempore ex debita resignacione in eius manibus per Alexandrum Cauldwell de eodem procuratorem in hac parte specialiter constitutum Agnetis Kere vidue nomine eiusdem de terris et annuo redditu infra scriptis in favorem prioris et conventus Fratrum Predicatorum

de Are prius facta accessit personaliter ad terras subscriptas primo videlicet ad terras de Kerrisholmis secundo ad terras nuncupatas Kerrisland jacentes inter terras de Dupholl in territorio burgi predicti et ibidem idem predictus ballivus divisim super solum cuiuslibet predictarum terrarum per terre [et] lapidis donacionem statum dedit hereditarium ac sasinam tocius et integre tercie partis dicte Agnetis predictarum terrarum secundum formam dicte resignacionis venerabili in Christo patri fratri Johanni Schankis priori loci ac conventus Fratrum Predicatorum de Are et suis successoribus necnon realem et corporalem possessionem tenende et possidende salvo jure cuiuslibet imperpetuum Tercio accessit idem ballivus ad terras de Stobredding et Lachlane landis cum pertinenciis jacentes inter terras de Clongall[1] in territorio burgi predicti et ibidem per tradicionem denarij statum dedit hereditarium ac sasinam de tercia parte quatuor solidorum cuiusdam annuj redditus wlgariter nuncupati Kerris annuall virtute predicte resignacionis de dictis terris cum pertinenciis annuatim levanda prefato fratri Johannj Schankis priori et suis successoribus solvenda tenenda et possidenda imperpetuum Super quibus omnibus et singulis peciit idem sepedictus frater Johannes Schankis prior de Are pro se et suis successoribus dicti loci a me notario publico subscripto sibi fierj unum et plura instrumentum ac instrumenta Acta erant hec divisim super fundos predictarum terrarum hora decima ante meridiem vel ea circa sub anno die mense indiccione pontificatu et regno regis quibus supra presentibus ibidem providis viris Georgio Nesbit Johanne M'Ylcarde Thoma Jonsoun conburgensibus dicti burgi Roberto Rig Willelmo Dane et Alexandro Gardnare testibus ad premissa vocatis pariter et rogatis.

Et ego Patricius Law presbiter Glasguensis diocesis publicus regali auctoritate notarius (etc., in forma communi).

Abstract.

Instrument on the Sasine given to prior John Schanks and the convent of the Friars Preachers of Ayr, by Patrick Ker, one of the bailies of Ayr, of lands resigned in his hands by Alexander Cauldwell of that ilk, as procurator for Agnes Kere, widow, viz. of the third part of the lands of Kerrisholmes and Kerrisland, lying between the lands of Dupholl in the territory of Ayr, and third part of an annualrent of four shillings, called

[1] In the neighbourhood of Ayr, now part of the estate of Carcluie.

"Ker's annuall," out of the lands of Stobredding and Lachlane, lying between the lands of Clongall, in the said burgh. Dated 13th July 1503.

48. *Sasine, in favour of the Friars Preachers, of two Annualrents, on resignation by Thomas Kennedy.*—[10*th March* 1505.]

In Dei nomine Amen : Per hoc presens publicum instrumentum cunctis pateat evidenter quod anno incarnacionis dominice millesimo quingentesimo quinto die vero mensis Marcij decimo indiccione nona pontificatus sanctissimi in Christo patris ac domini domini nostri Julij divina providencia pape secundi anno tercio in mei notarii publicj et testium subscriptorum presencia personaliter constitutus providus vir Thomas Kennedy non vi aut metu ductus nec errore lapsus seu dolo circumventus set sua mera et spontanea voluntate a se et heredibus suis per fustem et baculum ac per denarium ut moris est tres solidos annui redditus annuatim levandos de tenemento Martini M'Knakyll[1] jacente in burgo de Are inter tenementum quondam domini Jacobi Wod capellani ex parte una et tenementum Thome Dalrimple ex parte altera in manibus Johannis Wischert ballivi burgi de Are pro tempore sursum reddidit pureque ac simpliciter resignavit imperpetuum Qua resignacione facta et debite recepta idem Johannis Wischert ballivus antedictus statum et sasinam hereditariam necnon realem actualem et corporalem possessionem de predictis tribus solidis annui redditus annuatim levandis de dicto tenemento Martini M'Knakyll fratri Hugoni Ramsay priori Fratrum Predicatorum burgi de Are nomine tocius conventus eiusdem et suis successoribus per tradicionem denarij ut moris est donavit imperpetuum salvo jure cuiuslibet Insuper idem Thomas Kennedy personaliter accessit ad tenementum quondam domini Jacobj Wod predictum jacens in burgo predicto inter tenementum Gilbertj M'Mulane ex parte una et tenementum prefati Martini M'Knakyll ex parte altera et ibj per fustem et baculum ac denarium ut moris est sursum reddidit pureque ac simpliciter resignavit imperpetuum tres solidos annuj redditus annuatim levandos de predicto tenemento quondam domini Jacobi Wod a se et heredibus suis in manibus predicti Johannis Wischert ballivi antedicti Qua resignacione facta prefatus ballivus statum et sasinam hereditariam necnon realem actualem et corporalem possessionem de dictis tribus solidis annuatim levandis de dicto

[1] Described as a weaver in the *Obit Book of Ayr*, p. 51.

tenemento quondam domini Jacobi Wod predicto fratri Hugoni Ramsay priori burgj de Are nomine quo supra per tradicionem denarii ut moris est donavit imperpetuum salvo jure cuiuslibet Pro quibusquidem sex solidis annuatim levandis de predictis tenementis per prefatum priorem et conventum eiusdem locj ad duos usuales anni terminos videlicet festa Pentecostes et Sanctj Martini in yeme per equales porciones obligabat se dictus prior pro se conventu et suis successoribus annuatim celebrare placebo et dirige cum missa obitus in crastino pro animabus quondam Willelmi Bell burgensis burgi de Are et Agnetis Mwr eius sponse in crastino Sanctj Jacobi apostoli Super quibus omnibus et singulis pecijt prefatus Hugo Ramsay prior antedictus a me notario publico subscripto unum aut plura publicum seu publica instrumentum ac instrumenta sibj fieri Acta erant hec super solum dictorum tenementorum hora novena ante merediem aut ea circa sub anno mense die indiccione et pontificatu quibus supra presentibus ibidem providis et discretis viris Carolo Fullartoun de Dregarne[1] Alexandro Glasfuird Willelmo Walker Willelmo Lathis Martino M'Knakyll et Willelmo Darroch testibus ad premissa vocatis pariter et rogatis

Et ego Georgius Blair presbiter Glasguensis diocesis publicus imperiali ac regali auctoritatibus notarius (etc., in forma communi).

Abstract.

Instrument of Sasine proceeding on the resignation by Thomas Kennedy, of an annualrent of three shillings, out of the tenement of Martin M'Knakyll, situated in the burgh of Ayr, between the tenement of the deceased Sir James Wod, chaplain, on the one part, and the tenement of Thomas Dalrimple, on the other, made in the hands of John Wischert, bailie of Ayr: also of an annualrent of three shillings out of the tenement of the late Sir James Wod, chaplain, situated in the said burgh, between the tenement of Gilbert M'Mulane, and that of the said Martin M'Knakyll, resigned in like manner; of which subjects the said John Wischert, bailie, gave heritable state and sasine to friar Hugh Ramsay, prior of the Friars Preachers of Ayr, in name of the whole convent and their successors, for the yearly celebration by them of placebo and dirige, with an obit mass on the morrow, for the souls of the deceased William Bell, burgess of Ayr, and Agnes Mure his spouse, on the morrow of St. James the Apostle; which the said prior and convent bound themselves to do. Dated 10th March 1505.

[1] Robertson's *Ayrshire Families*, vol. iii. p. 296.

49. *Sasine in favour of the Friars Preachers, of an Annuity of Six shillings and eightpence, on resignation by Marion Curry, wife of John Lang.* —[*9th March* 1507.]

In Dei nomine Amen : Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum quod anno incarnacionis Dominice millesimo quingentesimo septimo die vero mensis Marcij nono indictione undecima pontificatus sanctissimj in Christo patris ac domini domini nostri Julij divina providencia pape secundi anno quarto in mej notarij publici et testium subscriptorum presencia personaliter constituta provida mulier Mariota Currye cum consensu et assensu Johannis Lang sui sponsi non vi aut metu ducta nec errore lapsa seu dolo circumventa sed sua mera et spontanea voluntate per tradicionem unius denarii sursum reddidit pureque ac simpliciter resignavit in manibus Thome Neile unius ballivorum burgi de Aire pro tempore sex solidos et octo denarios annuj redditus annuatim percipiendos et levandos de toto et integro suo tenemento jacente in dicto burgo inter tenementum Jacobi Curry ex australi et tenementum quondam Alexandri Campbell de Skyrrenetoune[1] ex boriali partibus ab altera Quaquidem resignacione facta et per prefatum ballivum debite recepta idem ballivus antedictus statum et sasinam hereditariam necnon actualem possessionem et corporalem de dictis sex solidis et octo denariis annui redditus annuatim percipiendis et levandis de toto et integro dicto tenemento venerabili patri fratri Hugonj Ramsaye priori loci et conventus Fratrum Predicatorum dicti burgi nomine ecclesie conventus ac successorum eorundem pro placebo et dirige annuatim celebrandis cum missa in cantu in crastino pro animabus Johannis Curry patris ipsius Mariote et Elizabet Hwme eius matris per tradicionem unius denarii ut moris est donavit imperpetuum salvo jure cuiuslibet super quibus vero omnibus et singulis premissis peciit prefatus pater prior a me notario publico subscripto unum aut plura publicum seu publica instrumentum vel instrumenta sibi fierj Acta erant hec super solum dicti tenementi hora tercia post meridiem vel ea circa anno mense die indictione et pontificatu quibus supra presentibus ibidem Alexandro Boyman Georgio Campbell Hugone Rolland conburgensibus dicti burgi domino Colino Masone capellano et Rogero Schankis testibus ad premissa vocatis pariter et rogatis.

Et ego vero Johannis Faire presbiter Glasguensis diocesis (etc. in forma communi).

[1] Robertson's *Ayrshire Families*, vol. iii. p. 110.

Abstract.

Instrument of Sasine on resignation by Marion Curry, with consent of John Lang her husband, of an annualrent of six shillings and eightpence, out of her tenement in the burgh of Ayr, situated between the tenement of James Curry on the south and the tenement of the deceased Alexander Campbell of Skyrrenetoune on the north, in favour of friar Hugh Ramsay, prior of the convent of the Friars Preachers of the said burgh, in name of the church, convent, and their successors, for a *placebo* and *dirige*, to be celebrated annually, with mass in chant on the morrow, for the souls of John Curry, father of the said Marion, and Elizabeth Hume her mother. Sasine was given by the delivery of one penny, on the ground of the said tenement, on 9th March 1507.

50. *Sasine in favour of the Friars Preachers, of an Annualrent of Six shillings and eightpence, for anniversary of John Craufurd, and Janet Marshall his wife.*—[14*th October* 1508.]

In Dei nomine Amen: Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum quod anno incarnacionis Dominice millesimo quingentesimo octavo mensis vero Octobris die decimo quarto indiccione duodecima ponificatus sanctissimi in Cristo patris et domini nostrj domini Julij divina providencia pape secundi anno sexto in mei notarij publicj testiumque subscriptorum presencia personaliter constitutus probus vir Gavinus Dalrimple burgensis burgj de Aire sursum reddidit pureque ac simpliciter resignavit a se et heredibus suis in manibus Alexandri Boyman ballivj predicti burgi pro tempore sex solidos et octo denarios annui redditus annuatim levandos et percipiendos de toto et integro tenemento Thome M'Ylroye jacente infra dictum burgum de Aire in via Arenosa inter tenementum quondam Mathej Vallace de Crago [1] ex parte australj ab una et tenementum Patricij Achlare ex parte boreali partibus ab altera Qua resignacione facta et debite recepta idem ballivus statum contulit et sasinam necnon realem actualem et corporalem possessionem totius dicti annui redditus sex solidorum et octo denariorum annuatim levandorum et percipiendorum de toto et integro predicto tenemento Thome M'Ylroye cum pertinenciis venerabilj patrj fratrj Hugonj Ramsay priori Fratrum

[1] His name does not occur in Robertson's account of the family. But see *Act. Parl. Scot.*, vol. ii. page 237.

Predicatorum de Aire suisque successoribus et conventualibus eiusdem loci imperpetuum per tradicionem unius denarij ut moris est salvo jure cuiuslibet Et hoc pro perpetuo anniversario fiendo per conventum dicti loci pro animabus quondam Johannis Craufurd et Jonete Merschell coniugibus De et super quibus omnibus et singulis premissis peciit prefatus prior pro se et suo conventu unum aut plura instrumentum vel instrumenta publicum seu publica sibi per me notarium publicum subscriptum inde fierj Acta erant hec super solum dicti tenementi hora undecima ante meridiem vel eo circa sub anno mense die indiccione et pontificatu quibus supra presentibus ibidem Johanne Dalrimple filio perprius Gavinj Thoma M'Ylroye Hugone Rolland Willelmo Nicoll seniore et Rogero Schankis cum multis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego vero Jacobus Prestoune clericus Glasguensis diocesis sacra apostolica ac regia auctoritatibus notarius publicus (etc. in forma communi).

Abstract.

Sasine, proceeding on resignation by Gavin Dalrimple, burgess of Ayr, in the hands of Alexander Boyman, bailie, of an annualrent of six shillings and eightpence from the tenement of Thomas M'Ylroye, situated in the Sandgate of Ayr, between the tenement of the deceased Mathew Wallace of Crago on the south, and that of Patrick Achlare on the north, in favour of the friar Hugh Ramsay, prior of the Friars Preachers of Ayr, and his successors, for a perpetual anniversary to be said by the convent for the souls of the deceased John Craufurd and Janet Marshall his wife. Dated 14th October 1508.

51. *Instrument on the Renunciation by Thomas Layse, Friar Minor, of his father's lands.*—[*4th February* 1509.]

In Dei nomine Amen : Per hoc presens publicum instrumentum cunctis pateat evidenter quod anno incarnacionis Dominice myllessimo quingentessimo nono die vero mensis Fabruarii quarto indiccione decima tercia pontificatus sanctissimi in Christi patris ac domini nostri domini Julij divina providencia pape secundi anno quinto In mei notarii publici et testium subscriptorum personaliter constituti duo religiosi germani quorum unus Thomas nominatur alter vero Andreas Layse predictus eodem

cognomine appellatur in refectorio Fratrum Minorum unus vero Predicatorum alter vero Minorum ordinis conversus quorum senior qui Thomas nominatur fatetur nullum interesse jus aud clamcam habere de certis terris quondam sui patris nomine Adam Layse ex eo quod renunciavit omnes terras sui patris ex eo quod est mundo mortuus et in mundanis tanquam nullus Super quibus omnibus et singulis prefatus Andreas Layse religiosus Predicatorum a me notario publico subscripto sibi fieri peciit hoc presens publicum [instrumentum] Acta erant hec in prefato refectorio hora tercia post meridiem vel eo circa sub anno die mense pontificatu et indiccione quibus supra ibidem presentibus providis viris Henrico Henrisone Thoma Vache cum diversis aliis.

Et ego Jacobus Samuell presbyter Sanctiandree diocesis publicus auctoritate apostolica notarius (etc. in forma communi).

Abstract.

Notarial instrument narrating that two religious men, brethren, the one named Thomas the other Andrew Layse, appeared in the refectory of the Friars Minors, the one being of the order of the Friars Preachers, the other a convert of the Minors ; the elder, Thomas, confessed that he had no claim to certain lands which belonged to his late father, Adam Layse, because he renounced all his father's lands, as being dead to the world ; upon which the said Andrew Layse, religious of the Friars Preachers, took instruments. 4th February 1509.

52. *Charter by the Prior and Convent of the Friars Preachers, to Rolland Kennedy, Burgess of Ayr, of a Tenement in the said Burgh.*—[14*th May* 1515.]

Tyll all and syndry quhais knawlage this present vryt sal to cum freir James Yong priour of the Freiris Predicatouris of the burgh of Air greityng in God evirlastand : Vit ye that we the foirsaid freir James wyth the consent and assent of our hale convent to haif gewyn and grantit and be this our present vrit gewis grantis and confermys to ane virschipful man Rolland Kennede burges of the said burgh his airis and assignais al and hail our tenement liand in the said burgh betuix the tenement beand wnquhile Robert Campbellis of Kylmanach on the northe part and ane tenement of

our awin on the southe part wyth the baksyde thairto pertenand to the kyrkyard dyke vyth all profeitis and pertenance pertenand to it or that may pertene in tyme to cum To be haldin and to be had al and hail the said tenement vyth the pertinance to the forsaid Rolland his airis and assignais in fe and heretage for evirmair of ws the said priour and convent and our successouris quhatsumevir frely quietly halely honorabilly weil and in peice wythoutyn ony revocacione or agane callin of ws or our successouris quhatsumevir but fraud or gyle The said Rolland his airis and assignais payand of annuellrent yeirely to ws the said priour and convent and our successouris quhatsumevir out of the hail tenement baksyde and foirsyde wyth the pertinentis fyftye schillingis of gude and usuale monye of the kynryke of Scotland at twa usuale termes of the yeir vitsundaye and mertimes in vinter be ewinly porcionys And quhat tyme it sall happin as God forbeit it do that the said annuell pas ovir thre termes unpayit to ws the said priour and convent and our successouris quhatsumevir than the foirsaid tenement wyth the pertinentis sal returne agane to ws the said priour and convent and our successouris quhatsumevir frelye to brouk and jois and dispone thairupon as plesis ws best but ony proces of law spirituale or temporale bwrow lawis or baron lawis Alsua the said Rolland his airis and assignais quhatsumevir sal nocht rais analy nor eyk ony annuell apon the said tenement nor pertinentis thairof bot geif he or thai lyke to feft ane annuell to the saidis priour and convent and thair successouris for suffrage to be doyne for his or thair predecessouris or thayme self And atour the said Rolland his airis and assignais bindis the hale tenement wyth the pertinentis to keip the priour and convent foirsaid and thair successouris and thair place of Sanct Katrine skathles of hym his airis and assignais of his forsaid tenement as for the closing of it to be lauchfully maid In vitnes of the quhilk thing becaus I the said Rolland had nocht ane propyr seile of myn awyn I haif procurit wyth instance the seil of ane virschipfull man Patrik Ker burges of the said burgh to be hungyn to this present vryt at the said burghe of Air the xiiij day of the moneth of May in the yeir of God a thousand five hundreth and fivetene yeiris.



53. *Resignation by John Maknedar, and Marion Martyn his wife, of certain Annualrents in favour of the Friars Preachers of Ayr.* [29*th September* 1515.]

In Dei nomine Amen: Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum quod anno incarnacionis Dominice millesimo quingentesimo decimo quinto mensis vero Septembris die vicesimo nono indiccione secunda pontificatus sanctissimi in Cristo patris et domini nostri domini Leonis pape decimi anno secundo In mei notarii publici et testium infrascriptorum presentia constituti Johannes Maknedar burgensis burgi de Air et Mariota Martyne eius sponsa non vi aut metu ducti nec errore lapsi seu dolo circumventi sed suis meris puris liberis et spontaneis voluntatibus a se et heredibus suis sursum reddiderunt pureque ac simpliciter resignarunt in manibus Georgei Inglis unius ballivorum burgi de Are pro tempore per unius denarii traditionem ut moris est quadraginta denarios annui redditus annuatim exeundi levandos et percipiendos de toto et integro suo tenemento cum pertinenciis in quo ipse Johannes nunc inhabitat tempore confectionis huius presentis instrumenti jacente infra burgum de Aire inter tenementum Willelmi Hewing ex parte orientali ab una et unum aliud tenementum ipsius Johannis resignantis ex parte occidentali ex parte altera Ac etiam immediate idem Johannes Maknedar accessit ad suum alterum dictum tenementum in quo Thomas Thomsoun nunc inhabitat tempore confectionis huius presentis instrumenti jacens in predicto burgo de Are inter prefatum aliud tenementum ipsius Johannis resignantis ex parte orientali ab una et tenementum Thome Layng ex parte occidentali partibus ab altera et ibidem sursum reddidit pureque ac simpliciter a se et heredibus suis pro perpetuo resignavit alios quadraginta denarios annui redditus annuatim exeundi levandos et percipiendos de toto et integro dicto tenemento cum pertinenciis in manibus dicti Georgei ballivi Quibus resignationibus factis et receptis idem ballivus statum et sasinam necnon realem actualem et corporalem possessionem predictorum duorum annuorum reddituum quadraginta denariorum et quadraginta denariorum exeundorum levandorum et persolvendorum de totis et integris prefatis duobus tenementis cum pertinenciis circumspecto religioso viro fratri Jacobo Young priori loci Fratrum Predicatorum de Are et conventualibus eiusdem loci suisque successoribus per denarii tradicionem ut moris est donavit imperpetuum Et hoc pro perpetuo

anniversario annuatim celebraturo per priorem et conventum dicti loci pro animabus predictorum coniugum die primi obitus eorundem De et super quibus omnibus et singulis premissis dictus prior petiit a me notario publico subscripto unum aut plura sibi fieri instrumentum ac instrumenta Acta erant hec super solo prefatorum tenementorum hora decima ante meridiem vel eo circa sub anno die mense indiccione et pontificatu quibus supra presentibus ibidem Jacobo Thomsoun Andrea Tennand Thoma Thomsoun Roberto Androu et Willelmo Arthur cum multis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego vero Jacobus Prestoun clericus Glasguensis diocesis sacra appostolica ac regia auctoritatibus notarius publicus, etc.

JACOBUS PRESTOUN.

ABSTRACT.

Notarial Instrument on the resignation by John Maknedar, burgess of Ayr, and Marion Martyne his spouse, of an annualrent of 40 pence from the tenement which they inhabited in the said burgh, situated between the tenement of William Hewing on the east, and another tenement of the said John on the west; also of another annualrent of 40 pence from a tenement inhabited by Thomas Thomson, between the foresaid other tenement of the said John the resigner, on the east, and the tenement of Thomas Layng on the west, in the hands of George Inglis, one of the bailies of Ayr, for sasine thereof to be given by him to friar James Young, prior of the convent of Friars Preachers of Ayr, which was accordingly given by delivery to the said friar of one penny; and this on condition that a perpetual anniversary should be celebrated by the said prior and convent for the souls of the said spouses, on the day of the death of the first of them. Dated 29th September 1515.

54. *Sasine on Resignation by Friar John Walker, in favour of the Friars Preachers, of a Tenement in Ayr.*—[11*th February* 1515-16.]

In Dei nomine Amen: Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum quod anno incarnacionis Dominice millesimo quingentesimo decimo quinto die vero mensis Februarii undecimo indictione quarta pontificatus sanctissimi in Christo patris ac domini domini nostri Leonis divina providencia pape decimi anno tercio in mei notarii publici et testium subscriptorum presencia personaliter constitutus honorabilis vir

Ricardus Reid unus ballivorum burgi de Air pro tempore personaliter accessit ad quoddam tenementum jacens in dicto burgo in lie Wodgait inter tenementum Patricii Thomsone ex parte australi et tenementum Johannis Lang ex parte boriali et ibidem per deliberacionem cuiusdam famose inquisicionis conburgensium dicti burgi electorum super deservitione cuiusdam brevis regii mediantibus eorum juramentis erectis per religiosum virum fratrem Johannem Valker conventualem loci Fratrum Predicatorum ordinis dicti burgi filii et heredis quondam Johannis Valker statum et sasinam hereditariam necnon actualem possessionem et corporalem dicto fratri Johanni jure hereditario patris sui dicti quondam Johannis de toto et integro predicto tenemento tam in fronte quam in cauda cum pertinentiis per terre et lapidis traditionem ut moris est donavit imperpetuum saluo jure cuiuslibet Qui vero frater Johannes non vi aut metu ductus nec errore lapsus seu dolo circumventus sed sua mera et spontanea voluntate per fustem et baculum sursum reddidit pureque ac simpliciter resignavit in manibus prefati ballivi totum predictum tenementum tam in fronte quam in cauda cum pertinentiis Quaquidem resignatione sic facta et per dictum ballivum recepta antedictus ballivus statum et sasinam hereditariam necnon actualem possessionem et corporalem venerabili patri fratri Jacobo Yong priori dicti loci nomine et autoritate Dei omnipotentis et gloriose virginis Katerine patrone dicti loci et conventus ac successorum eorundem de toto et integro predicto tenemento tam in fronte quam in cauda cum pertinentiis per terre et lapidis tradicionem ut moris est donavit imperpetuum Reservando tamen liberum tenementum (*Illegible.*) Rankyne avie ipsius fratris Johannis pro toto tempore vite sue de toto prefato tenemento Super quibus vero omnibus et singulis sic premissis peciit prefatus venerabilis pater prior a me notario publico subscripto unum aut plura publicum seu publica instrumentum vel instrumenta sibi fieri Acta erant hec super solum dicti tenementi hora quasi quarta post meridiem anno mense die indictione et pontificatu quibus supra presentibus ibidem Johanne Feane Quintino Cunynghame Patricio Gybsone Thoma Lang conburgensibus dicti burgi et Andrea M'Cwbene testibus ad premissa vocatis pariter et rogatis.

Hec est vera copia sana et integra originalis et principalis instrumenti signo et subscriptione Johannis Fare notarii publici in fine roborati alterius tamen manu legitime scripta et copiata nil addendo nec removendo per me notarium publicum subscriptum requesta fratris

Johannis Walker prescripti huiusmodi ad robur omni loco adhibendum subscripsi et signavi teste manu propria verum tamen in decima septima linia huiusmodi copie et principalis instrumenti habetur quedam fenestra cuiusdam nominis inscribendo cuius cognominis Rankin ut prescribitur ave dicti fratris Johannis aspiciendi dimittitur.

Ita est Willelmus Litster, notarius publicus subscripsit.

Abstract.

Instrument of Sasine proceeding on royal brieve of inquest, for the service of friar John Walker, of the order of the Friars Preachers of the burgh of Ayr, as son and heir of the deceased John Walker, of a tenement, fore and back, of which the said friar John having received sasine, he resigned the same in the hands of Richard Reid, one of the bailies of Ayr, who thereupon gave infeftment of the said tenement to James Young, prior of the convent of St. Katerine the virgin, reserving the same to Rankyne, grandmother of the said friar John, during her lifetime. Dated 11th February 1515.

55. *Sasine on Resignation by Friar Andrew Lathis, in favour of the Friars Preachers, of a Tenement in the Woodgate of Ayr.*—[*10th May* 1518.]

In Dei nomine Amen: Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum quod anno incarnacionis Dominice millesimo quingentesimo decimo octavo die vero mensis Maii decimo indictione sexta pontificatus sanctissimi in Christo patris ac domini domini nostri Leonis divina providentia pape decimi anno sexto in mei notarii publici et testium subscriptorum presencia personaliter constitutus honorabilis vir Ricardus Reid unus ballivorum burgi de Air pro tempore personaliter accessit ad quoddam tenementum jacens in burgo de Air in lie Vodgait inter tenementum quondam Martini Bayne ex parte australi et tenementum Thome Jelle ex parte boriali et ibidem per deliberacionem cuiusdam famose inquisitionis conburgensium dicti burgi electorum super deservitione cuiusdem brevis regii mediante eorum juramento erecto per religiosum virum fratrem

Andream Lathis ordinis Fratrum Predicatorum filii et heredis quondam Ade Lathis statum et sasinam hereditariam necnon actualem possessionem et corporalem de boriali parte dicti tenementi cum posteriori parte sibi spectante dicto fratri Andree jure hereditario per terre et lapidis tradicionem ut moris est donavit imperpetuum salvo jure cuiuslibet Qui vero frater Andreas non vi aut metu ductus nec errore lapsus seu dolo circumventus sed sua mera et spontanea voluntate per fustem et baculum sursum reddidit pureque ac simpliciter resignavit in manibus antedicti ballivi totam suam borialem partem dicti cum parte posteriori sibi spectante Quaquidem resignacione sic facta et recepta prefatus ballivus statum et sasinam hereditariam necnon actualem possessionem et corporalem venerabili patri fratri Jacobo Yong priori loci et conventus Fratrum Predicatorum burgi de Air nomine et auctoritate Dei omnipotentis et gloriose virginis Katrine patrone dicti loci conventus et successorum eorundem de tota dicta boriali parte dicti tenementi cum posteriori parte sibi spectante per terre et lapidis traditionem ut moris est donavit imperpetuum salvo jure cuiuslibet Super quibus vero omnibus et singulis sic premissis peciit prefatus pater prior a me notario publico subscripto unum aut plura publicum seu publica instrumentum vel instrumenta sibi fieri Acta erant hec super solum dicti tenementi hora tercia post meridiem vel ea circa anno mense die indictione et pontificatu quibus supra presentibus ibidem honorabilibus viris Adam Walles de Newtoune preposito dicti burgi pro tempore Johanne Lang Johanne Fullartoune Thoma Thomsone Thoma Lang conburgensibus dicti burgi et domino Willelmo Reid capellano ac notario publico testibus ad premissa vocatis pariter et rogatis.

Et ego vero Johannes Fair presbyter Glasguensis diocesis publicus apostolica et regia auctoritatibus notarius etc.

Abstract.

Instrument of Sasine proceeding on resignation by friar Andrew Lathis, son and heir of the deceased Adam Lathis, of a tenement in the burgh of Ayr, in the Woodgate, between the tenement of the deceased Martin Bayne on the south and that of Thomas Jelle on the north, in favour of the convent of the Friars Preachers of Ayr, on whose behalf their prior James Young received sasine thereof. Dated 10th May 1518.

56. *Notarial Copy of Brief by Pope Leo X., for rectifying the disorders committed by Churchmen against the Mendicant Friars.*—[26*th June* 1518.]

LEO PAPA X^s.

Universis et singulis venerabilibus fratribus patriarchis archiepiscopis episcopis et dilectis filiis electis abbatibus prepositis ac patriarcharum archiepiscoporum et episcoporum in spiritualibus vicariis ubilibet constitutis salutem et apostolicam benedictionem Exponi nobis fecerunt dilecti filii generalis magister et priores provinciales ordinis Fratrum Predicatorum quod licet alias fame recolende Johannes Papa xxij. predecessor noster per quandam suam constitutionem que incipit Vas electionis opinionem erroneam quondam Johannis de Polliaco inter alia sentientis quod fideles fratribus ordinum Mendicancium generalem licenciam a pie memorie Clemente Papa v. eciam predecessore nostro per eius constitutionem in concilio Viennensi editam que incipit Dudum confessiones audiendi concessam habentibus confessi tenerentur peccata per eos dictis fratribus sic confessa proprio sacerdoti iterum confiteri damnaverit et deinde recolende memorie Eugenius iiij. ac Nicolaus v. et Sixtus eciam iiij. similiter predecessores nostri predictam et nonnullas alias eiusdem Johannis de Polliaco et aliorum quorundam opiniones et asserciones eciam condemnantes mandaverint contra earundem opinionum assertores vel ut contra hereticos et de fide catholica suspectos debere procedi et idem Sixtus predecessor concesserit quod si rectores parrochialium ecclesiarum sacramenta eucharistie et extreme unctionis ijs qui dictis fratribus essent confessi absque alia racionabili causa maliciose negarent vel exhibere differrent fratres predicti illa personis quarum confessiones audivissent ea petentibus ministrare valerent et quod ijdem fratres vel consanguinei eorum qui elegerint sepeliri apud ecclesias fratrum Mendicantium eciam pretextu cuiuscunque consuetudinis non possint compelli deferre corpora defunctorum ad parrochiales ecclesias aut alia loca et cum illis vel sine illis inibi divina celebrare vel celebrari facere ante vel post sepulturam eorundem prohibueritque ordinariis locorum sub interdicti ingressus ecclesie et suspensionis a regimine [et] administracione suarum ecclesiarum ac parrochialium rectoribus et aliis quibuscunque sub excommunicacionis late sentencie et privacionis eorundem parrochialium

ecclesiarum et omnium aliorum beneficiorum ecclesiasticorum que pro tempore obtinent necnon inhabilitatis ad illa et alia inposterum obtinenda eo ipso per contrafacientes incurrendis penis ne eosdem fratres contra ipsorum privilegia molestare presumant aut personis quibuslibet ecclesiasticis vel secularibus in genere vel in specie directe vel indirecte aliquid inhibeant precipiant aut alias ordinent vel statuant quominus fratres ordinis predicti et illorum domus et professores privilegiis et graciis eis concessis libere uti possint Et postmodum nos in novissimo Lateranensi concilio decreverimus quod peccata sua fratribus Mendicantibus huiusmodi presentatis secundum Clementinam constitutionem predictam et admissis vel eciam indebite recusatis confessi constitucioni que incipit Omnis utriusque sexus quo ad confessionem duntaxat satisfecisse censeantur et concessionem impendendi sacramenta predicta limitaverimus in eventum videlicet quod denegacio sacramentorum huiusmodi sine legitima causa fieret et de illa testimonio vicinorum seu notarii publici inde rogati fide constaret necnon per quasdam nostras in forma brevis literas declaraverimus audientes missas in ecclesiis fratrum ordinum Mendicancium dominicis et aliis festivis diebus non contempto proprio sacerdote satisfacere precepto ecclesie de audienda missa nec aliquam labem peccati mortalis poenamve incurrere Ac demum per alias nostras eciam in forma brevis literas omnia et singula privilegia dictis fratribus concessa salvis dictis moderationibus Lateranensis concilii approbaverimus et confirmaverimus ac illa cum dictis moderacionibus eciam motu proprio innovaverimus prout in singulis constitucionibus et literis predictis plenius continetur Nihilominus sicut accepimus plerique ordinarii locorum et parrochalium ecclesiarum rectores in diversis mundi partibus proprie salutis immemores Deique et ecclesiastice censure timore ac apostolice sedis reverencia postpositis predicare et predicari facere non formidant non licere eorum parrochianis peccata sua fratribus iuxta dictam constitucionem Clementinam presentatis sine ipsorum rectorum petita prius et obtenta licencia confiteri et aliter ea confessos ad illa rursus eisdem rectoribus confitenda obligatos existere quod si secus fiat eis sacramenta prefata eucharistie et extreme unctionis ministrare recusant eisdemque parrochianis ne prefatis fratribus confiteantur neve ad eorum ecclesias pro divinis audiendis diebus predictis accedant specialiter et expresse interdicunt fratres vero quorum vite subsidio fidelium elemosinis magna ex parte consulitur elemosinas huiusmodi petere non permittunt sine eorum licencia

et diocesanorum vel eorum vicariorum literis elemosinarumque mendicatarum medietatem sibi vendicare volunt et ne racione confessionum et celebracionum missarum aliquas a suis parrochianis elemosinas accipiant prohibere alioquin et ipsi rectores vel vicarii tantundem ab ipsis parrochianis extorquere nituntur et ad prohibiciones huiusmodi observandas censuris vel ab ordinariis locorum contra illarum transgressores passim obtentis vel propria temeritate ad terrendum simplicem populum qui censuras timet latis utuntur corporaque mortuorum qui elegerint sepeliri in ecclesiis predictorum fratrum nonnunquam rapiunt et ad suas ecclesias deferunt ibidemque divina celebrant ut sic oblaciones percipiant et de funeralibus ac mortuariis pro corporibus que in ecclesiis dictorum fratrum sepeliuntur dimidiam de omnibus autem legatis et oblationibus quartam partes contra diu observatam consuetudinem habere contendunt Et super premissis ac plerisque aliis varias dictis fratribus molestias inferunt ac jacturas quibus eorum quies turbatur divinus cultus minuitur et inter Christi fideles scandala passim oriuntur non sine divine maiestatis offensa et apostolice auctoritatis contemptu Quamobrem nos qui dictorum fratrum quietem et tranquillum statum intensis desideramus affectibus ut suis laudabilibus operibus Deo acceptiores fiant et quiecius pro delirancium emendacione ac salute apud Deum insistere possint dictorum generalis magistri et priorum provincialium Fratrum Predicatorum predictorum humilibus super hoc nobis porrectis supplicacionibus inclinati vobis et cuilibet vestrum per presentes districte precipiendo mandamus sub dictis censuris ut et vos ab eorum molestia et omni inquietudine penitus abstineatis et quociens nomine dictorum fratrum vel alicuius ex eorum ordinis prioribus provincialibus vel conventualibus pro tempore existentibus fueritis super hoc requisiti omnes et singulos parrochialium ecclesiarum in vestris respective civitatibus et diocesibus existentes rectores seu vicarios ad desistendum posthac ab huiusmodi molestiis et gravaminibus constitucionesque predictas et dictorum fratrum privilegia eis inviolabiliter observanda sub penis et censuris in dicti Sixti predecessoris inhibicione contentis moneatis et eis [p]recipiatis inobedientes vero legitimis super hoc habendis processibus censuras et penas predictas incurrisse declaretis et declaratos publice nuncietis ac nunciari et ut tales ab omnibus arctius evitari mandetis et alia faciatis que in premissis fuerint quomodolibet oportuna invocato eciam ad hoc quociens opus fuerit auxilio brachij secularis Reliquas vero personas tam

ecclesiasticas quam seculares cuiuscunque status aut condicionis existant qui rectoribus parrochialium ecclesiarum in premissis contra fratres predictos favorem auxilium vel consilium prebere presumpserint per censuras et alia iuris oportuna remedia monicione premissa districtius arceatis et ut a talibus in futurum caveant prohibeatis non obstantibus constitucionibus et ordinacionibus apostolicis ac in sinodalibus conciliis editis statutis et consuetudinibus juramento confirmacione apostolica vel quavis alia firmitate roboratis et aliis que Romani pontifices predecessores nostri prefati in suis et nos in nostris literis privilegiorum graciarum et indultorum dicto ordini concessorum volumus non obstare ceterisque contrariis quibuscunque Et quia difficile foret presentes literas originales ad omnia loca in quibus opus esset deferri volumus et predicta auctoritate decernimus quod earum transumptis manu notarii publici subscriptis et sigillo alicuius persone in dignitate ecclesiastica constitute munitis ea fides indubia in judicio et extra ubicunque opus fuerit adhibeatur que ipsis originalibus adhiberetur si exhibite forent vel ostense Datum Rome apud sanctum Petrum sub annulo piscatoris die xxvj Junii m° d° xviij° pontificatus nostri anno sexto.

P. Blendus.

Hec est vera copia principalis brevis sanctissimi in Christo patris et domini nostri domini Leonis divina providencia pape decimi cum suo originali in omnibus suis punctis et articulis concordans nil addendo vel minuendo quod substancia rei mutaret aut sensus variaret de verbo in verbum fideliter copiata et collacionata per me Alexandrum Makneill notarium publicum sub meis signo et subscripcione manualibus ac sigillo reverendissimi in Christo patris et domini domini Jacobi miseracione divina archiepiscopi Glasguensis ac cancellarii supremi domino nostri regis tocius regni Scocie ut tanta fides detur huic copie quanta adhibeatur principali originali.

Alexander Makneill notarius publicus
ad premissa requisitus teste manu propria subscripsit.

Abstract.

Notarial copy of Brief by Pope Leo the Tenth, narrating that the master general and provincial priors of the Friars Preachers, having represented to him that albeit Pope John XXII. by his constitution beginning *Vas electionis,* condemned the erroneous opinion of the late John de Polliaco, holding, among other errors, that the faithful were bound to confess again to their own priests the sins which they had confessed to the friars of the Mendicant Order, according to the general licence granted by Pope Clement V., by his constitution published in the Council of Vienne, beginning *Dudum:* and that afterwards Pope Eugenius IV., Nicholas V. and Sixtus IV., also condemned the foresaid and other opinions and assertions of the said John de Polliaco and others, declaring they ought to be proceeded against as suspected heretics from the Catholic faith; and that the said Pope Sixtus granted that if rectors of parish churches maliciously refused or deferred to give the sacraments of the eucharist and of extreme unction to those who confessed to the said friars, without any other reasonable cause, the friars might then minister these sacraments to the said persons when they made request to that effect; and that the friars, or their kindred who should wish to be buried at the churches of the Mendicant Friars, should not be compelled, even under pretext of any custom whatever, to carry the bodies of the dead to the parish churches or other places, and with or without them, therein to celebrate, or cause to be celebrated, divine service, before or after the burial of them, etc.; and further narrating that the said Pope Leo X. in the last Lateran Council decreed that those who confessed to the Mendicant Friars in accordance with the Clementine constitution be considered to have complied, as to confession, with the constitution which begins *Omnis utriusque sexus,* and had limited the foresaid concession as to the administration of the sacraments to the case where they were refused without just cause, the fact of such refusal being established by the evidence of neighbours, or of a notary public thereto required; and further, that the said pope, by letters in form of brief, declared that those who heard mass in the churches of the Mendicant Friars on the Lord's day, and on other festival days, without despising their own priest, did not incur any guilt or pain of mortal sin; and lastly, by other letters, also in form of brief, he approved and confirmed all and sundry

the privileges granted to the said friars, saving the said decrees of the Lateran Council, and had of his own accord renewed them, together with the said decrees, as in the several constitutions and letters aforesaid was more fully contained; nevertheless, having learned that many ordinaries of places and rectors of parish churches in various parts of the world, unmindful of their own salvation and destitute of the fear of God and of ecclesiastical censure, as well as of any reverence for the apostolic see, did not hesitate to preach and cause to be preached that it was unlawful for their parishioners to confess their sins to the friars, according to the said Clementine constitution, unless by permission of their rectors first sought and obtained, without which they should be obliged to confess over again to the rectors, and this being disregarded, they refused to administer to them the sacraments of the eucharist and extreme unction, and expressly interdicted these parishioners from confessing to the friars, or going to their churches to hear divine service on the days aforesaid, and would not permit the friars to ask alms (though indeed the support of their lives is in great part provided for by the alms of the faithful) without their licence, and by letters of their diocesans or their vicars they wished to claim the half of the alms to themselves, and forbade the friars to take any alms from their parishioners on account of confessions or celebration of masses, but, on the other hand, these rectors or their vicars laboured to extort the same from the parishioners, and in order to make them observe their prohibitions they employed censures against the transgressors thereof, obtained either from the ordinaries of the places or pronounced by their own rashness, to terrify the simple people who fear censures; and the bodies of the dead who had chosen to be buried in the churches of the friars they oft snatched away, and carried them to their own churches, and there celebrated divine service, that they might receive the offerings; maintaining also, in the face of long-established custom, that they were entitled to the half of all funeral and mortuary dues in respect of bodies buried in the churches of the friars, and to the fourth part of all bequests and offerings; by which things much trouble and damage were inflicted on the said friars, their peace disturbed, divine worship diminished, and scandals raised everywhere among the faithful of Christ, not without offence of the Divine Majesty and contempt of apostolic authority: Wherefore, the said pope Leo, having an earnest desire for the peace and tranquillity of the said friars, that they might be more

pleasing to God in their praiseworthy labours, and have greater quietness to plead with God for the recovery and salvation of the erring, and moved by the entreaties of the said master general and provincial priors of the Friars Preachers, gave commandment to all to desist from the aforesaid disorders, and to observe inviolably the privileges of the said friars, as often as they should be required thereto, in the name of the friars, or of any of their provincial or conventual priors, under pain of highest censure. Given at Rome, under the Fisherman's Ring, 26th June 1518.

57. *Notarial Copy of Brief by Pope Leo the Tenth, addressed to the General and Friars of the Order of Preachers, regarding the observance of certain Feast Days in places under interdict.*—[23*d July* 1518.]

LEO PAPA X^s^.

Dilectis filiis magistro generali et fratribus ordinis Predicatorum salutem et apostolicam benedictionem Exposuit nobis venerabilis frater noster Nicolaus episcopus Albanensis Sancte Romane ecclesie cardinalis vestri ordinis protector quod licet inter privilegia Fratribus ordinis Minorum ab apostolica sede concessa hoc unum esse dicatur ut quociens Sancti Francisci et Sancti Antonij de Padua necnon Sancti Ludovici et Sancti Bonaventure ac Sancte Clare festivitates et earum octave occurrunt tempore quo civitates oppida et loca in quibus huiusmodi festa celebrantur ecclesiastico interdicto et apostolica auctoritate supposita sunt dictis festivitatibus et earum octavis respective durantibus interdictum huiusmodi suspendere et in ecclesijs domorum suarum pulsatis campanis apertis januis nominatim interdictis et excommunicatis exclusis missas et alia divina officia alta voce celebrari possint et omnia privilegia eidem ordini Minorum et eius professoribus concessa ex eiusdem sedis benignitate sint dicto vestro ordini et vobis communicata vosque tam illorum quam forsan spiritualis indulti vobis desuper concessi vigor aut alias in aliquibus partibus in sanctorum Dominici Petri Martiris Thome de Aquino et Vincencii ac Sancte Catherine de Senis festivitatibus et earum octavis respective durantibus in ecclesiis domorum vestrarum similiter facere consuevistis tamen quia super hoc vobis eo quod de dictorum Fratrum Minorum ac specialibus vestris privilegiis legitima ubique fidem sine magna impensa facere non potestis ab aliquibus posset molestia vel impedimentum afferri dictus episcopus nobis humiliter supplicavit ut vobis super hoc de opportuno remedio providere ex simili

benignitate dignaremur Nos autem ad tantorum sanctorum merita et veneracionem debitum respectum habentes huiusmodi supplicacionibus inclinati devotioni vestre ut quociens dicte festivitates Sanctorum Dominici Petri Martiris Thome de Aquino et Vincencij ac Sancte Catherine Senensis et earum octave quomodocunque et per translacionem celebrande occurrunt in tempore quo civitates oppida et loca ecclesiastico interdicto et apostolica auctoritate sunt supposita in ecclesiis domorum vestrarum et monasteriorum quorum cura vestro ordini est commissa nisi ecclesie ipse vel vos nominatim interdicti sitis vel causam dederitis interdicto vel causam foveatis possitis pulsatis campanis apertis januis interdictis et excommunicatis exclusis alta voce missas et alia divina officia diurna et nocturna in diebus festivitatum earundem et octavis earum respective durantibus et si per octavas ipsas et in die octavarum non nisi memoria de Sanctis ipsis fieret libere et licite celebrare auctoritate apostolica concedimus per presentes ac volumus ut quociens dictarum festivitatum et octavarum earundem celebraciones qualibet ex causa et extra tempus interdicti transferentur et indulgencie dictas ecclesias in festivitatibus huiusmodi et per earum octavas visitantibus pro tempore concesse ad tempus celebracionis huiusmodi sint et censeantur translate quodque ad effectum premissorum nullam de indultis et privilegijs predictis fidem facere teneamini sed presentes vel earum transumpta quibus manu notarij publici subscriptis et sigillo alicuius in dignitate ecclesiastica constituti munitis eam prorsus fidem que ipsis presentibus adhiberetur decernimus et adhibenda ubique sufficiat non obstantibus constitucionibus et ordinacionibus apostolicis ac in provincialibus et sinodalibus concilijs statutis et consuetudinibus juramento confirmacione apostolica vel quavis alia firmitate roboratis quibus omnibus illis alias in suo robore permansuris ex certa sciencia expresse derogamus ceterisque contrarijs quibuscunque Datum Rome apud Sanctum Petrum sub annulo piscatoris die xxiij Julij M D° xviij pontificatus nostri anno sexto.[1] EVANGELISTA. C.S.

Hec est vera copia principalis litere sanctissimi in Christo patris et domini nostri domini Leonis divina providencia pape decimi cum suo originali in omnibus suis punctis et articulis concordans de verbo in verbum fideliter copiata et collationata per me Alexandrum Makneill notarium publicum sub meis signo et subscripcione manualibus.

ALEXANDER MAKNEIL notarius publicus
ad premissa requisitus teste manu propria subscripsit.

[1] In this and the preceding document the grammar is frequently incorrect.

Abstract.

Notarial copy of Brief by Pope Leo the Tenth, to the master general and friars of the Predicant order, granting to them, on the request of Nicolas, bishop of Alba, cardinal protector of the said order, similar privileges to those enjoyed by the Friars Minors in regard to the observance of certain feast days in towns or places under ecclesiastical interdict; so that on the feasts of Sts. Dominic, Peter Martyr, Thomas Aquinas, and Vincent, and St. Catherine of Siena, when they should occur in such towns or places, it should be lawful to celebrate divine service in the churches of the convents of the Friars Preachers, the bells being rung and the doors opened, but excluding those who were personally interdicted or excommunicated. Given at Rome, at St Peter's, under the ring of the Fisherman, 23d July 1518.

58. *Sasine in favour of the Friars Preachers, of the Walkmill belonging to Adam Wallace of Newtoun, lying in the Borowfield of Ayr.* —[*29th February* 1524.]

In Dei nomine Amen: Per hoc presens publicum instrumentum cunctis pateat evidenter et sit notum quod anno incarnacionis Dominice millesimo quingentesimo vicesimo quarto die vero mensis Februarij ultimo indiccione decima tercia pontificatus sanctissimi in Christo patris ac domini nostri domini Clementis divina providencia pape septimi anno secundo in mei notarii publici et testium subscriptorum presenciis personaliter constitutus Adam Wallace de Newtoun aldermannus de Aire pro tempore non vi aut metu ductus nec errore lapsus seu dolo circumventus sed sua mera pura libera et spontanea voluntate ac utilitateque sua prius undique visa et pensata totum et integrum suum molendinum fullonatorium videlicet ly Walkmyll cum pertinenciis quoad feodum eiusdem jacens infra territorium dicti burgi in ly Borowfeild eiusdem Kingis Kyle et infra vicecomitatum de Aire inter terras de Holmyshill ab una et aquam de Aire ab altera partibus in manibus providi viri Ricardi Reid unius ballivorum dicti burgi de Aire pro tempore unacum quadam pecia terre dicto molendino spectante et pertinente et piscaria salmonum de crocis in ly myldam eiusdem per fustis et baculi tradicionem ut moris est sursum reddidit pureque et simpliciter a se et heredibus suis pro imperpetuo resignavit et hoc in favorem Fratrum

Predicatorum ecclesie sancte Katherine dicti burgi et eorum successorum ac pro sasina hereditaria ipsis inde tradenda Insuper Hwgo Wallace frater naturalis dicti Ade Wallace totum et integrum suum liberum tenementum eiusdem molendini cum dicta pecia terre dicto molendino spectante et pertinente ac piscaria salmonum de croeis in ly myldam eiusdem cum omnibus et singulis suis pertinenciis jacens ut supra in manibus predicti ballivj per tradicionem fustis et baculi sursum reddidit pureque et simpliciter ac voluntarie resignavit imperpetuum et hoc eciam in favorem predictorum Fratrum Predicatorum et eorum successorum ut supra Quibusquidem resignacionibus sic factis et per prefatum ballivum debite receptis idem Ricardus Reid ballivus antedictus personaliter accessit ad fundum dicti molendini et ibidem vertute sui officij antedicti ac tenoris dicte resignacionis statum et saisinam hereditariam necnon realem actualem et corporalem possessionem de toto et integro dicto molendino fullonatorio ac pecia terre predicta eodem molendino spectante et pertinente et de piscaria salmonum de croeis in ly myldam eiusdem cum omnibus et singulis suis proficuis emolumentis commoditatibus asiamentis ac iustis suis pertinenciis quibuscunque discreto religioso viro fratri Roberto Prait priori dictorum Fratrum Predicatorum dicte ecclesie sancte Katherine de Aire nomine tocius conventus eiusdem et suis successoribus prioribus Fratrum Predicatorum dicte ecclesie secundum formam et tenorem antique infeodacionis quondam Hugonis Wallace patris dictorum Ade et Hugonis de huiusmodi ac eciam carte ipsis tenore eiusdem desuper conficiende per massam terre et lapidis eiusdem fundi tradicionem ut moris est hereditarie contulit et deliberavit imperpetuum salvo jure cuiuslibet Super quibus vero omnibus et singulis sic premissis prefatus prior dictorum Fratrum Predicatorum dicte ecclesie nomine et ex parte tocius conventus eiusdem a me notario publico subscripto sibi fieri peciit unum seu plura publicum seu publica instrumentum vel instrumenta Acta erant hec infra burgum de Aire in publico vico eiusdem prope dictam ecclesiam dictorum Predicatorum quoad resignaciones hora quasi decima ante meridiem et hora undecima ante meredicm quoad sasine tradicionem aut ea circa sub anno die mense indiccione et pontificatu quibus supra presentibus ibidem Alexandro Lokart Johanne Mure Andrea Tennand Johanne Dalrimple Johanne Cwnyngham Alexandro Mortoun burgensibus dicti burgi Alexandro Huntare molendinario et domino Roberto Legate capellano cum diversis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego vero Stephanus Prestoun clericus Glasguensis diocesis sacraque auctoritate apostolica notarius publicus (etc. in forma communi).

Abstract.

Instrument of Sasine proceeding on Resignation therein narrated, by Adam Wallace of Newtoun, alderman of Ayr, of his Walkmill, and pertinents, as to the fee of it, situated within the territory of Ayr, in the Borowfeild thereof, King's Kyle, and shire of Ayr, between the lands of Holmeshill on the one side, and the water of Ayr on the other, together with a piece of land belonging to the said mill, and the salmon fishings of the "croes," in the milldam, in favour of the Friars Preachers of the church of St. Katherine of Ayr: whereupon, Hugh Wallace, brother natural of the said Adam, also resigned his frank tenement of the said mill, land and fishings, in favour of the said friars, in whose name Robert Prait, the prior, received sasine at the hands of Richard Reid, bailie of Ayr. Done in the public street of Ayr, near the church of the said friars, the resignations at ten and the sasine at eleven o'clock before noon, 29th February 1524.

59. *Confirmation by King James V. of an Act of the Lords of Council, regarding the infeftment, by the Town of Ayr, of the Convent of the Friars Preachers in their property.—[Act dated* 21*st February* 1507. *Confirmation* 17*th June* 1525.]

Jacobus Dei gracia rex Scottorum omnibus probis hominibus suis ad quos presentes litere pervenerint salutem Sciatis nos quoddam actum sive decretum per Dominos Consilii inferius descriptum datum et promulgatum utique intellexisse sub hac forma At Edinburgh the xxj day of Februar the yeir of God j^{m} v^{c} and vij yeris In presence of the lordis of Counsale underwrittin that is to say reverend faderis in God Andro bischop of Murray David bischop of Ergile noble and michtie lordis Archibald Erle of Ergile David Erle of Craufurde Matho Erle of Levinax venerable faderis in God Johne prior of Sanctandrois James abbot of Dunfermling thesaurar Laurence Lord Oliphant Johne Lord Drummond Maister Gawyne Dunbar archidene of Sanctandrois clerk of registre and Schir Williame Scot of Balwery knicht comperit Johne Browne and Robert Clerk burgessis of the toun of

Air and procuratouris for the haile burgh ballies counsale and communite of the samyn and thair promist thame to infeft the prior and convent of the Freris Predicatouris of Are in all landis tenementis mylnis multuris and annualis that thai war infeft before the recognitioun maid of thair landis in the best forme and sikkerest and consentit that thai be mortifijt Extractum de libro actorum per me magistrum Gawinum Dunbar archidiaconum Sanctiandree clericum rotulorum registri ac consilij supremi domini nostri regis sub meis signo et subscriptione manualibus Quodquidem actum sive decretum ac omnia et singula in eodem contenta approbamus ratificamus et per presentes ut premissum est confirmamus Datum sub testimonio magni sigilli nostri apud Edinburgh decimo septimo die mensis Junij anno domini millesimo quingentesimo vicesimo quinto et regni nostri duodecimo.

60. *Precept for Confirmation of two Charters in favour of the Friars Preachers, of the Lands of Crawsland and Castlehill, etc.*—[20*th April* 1527.][1]

Preceptum carte admortizationis et confirmationis fratris Robert Prat prioris Fratrum Predicatorum burgi de Are et conventus eorundem etc. super duabus cartis sibi factis per prepositum ballivos burgenses et communitatem burgi de Are una videlicet de quadraginta solidatis terrarum de Crawisland et Castelhill jacentium in territorio dicti burgi in le Burrofeld infra libertatem eiusdem alia vero per eosdem dictis fratribus facta de molendino de Are unacum molendino de Lochmylburne cum duabus le crois piscariis le salmond crois in le dam molendini de Are etc. Apud Edinburgh xx^mo^ Aprilis anno predicto [1527].

61. *Instrument of Sasine of the Prior and Convent of the Friars Preachers, in a Tenement which belonged to Alan Boyman.*—[4*th July* 1541.]

In Dei nomine Amen: Per hoc presens publicum instrumentum cunctis pateat evidenter quod anno incarnationis Dominice millesimo quingentesimo quadragesimo primo mensis vero Julij die quarto indictione decima

[1] From the Register of the Privy Seal, lib. vi. fol. 64.

quarta pontificatusque sanctissimi in Christo patris et domini nostri domini Pauli divina providentia Pape tertij anno septimo in mei notarij publici et testium subscriptorum presentia personaliter constitutus Quia juridice secundum consuetudinem burgi de Aire ultra memoriam hominum omnimodo laudabilem quoddam tenementum quondam Alani Boyman jacens in dicto burgo inter tenementum quondam Andree Legate ab una et tenementum Willelmi Williamsoun ab altera partibus legitime vastum destitutum et ad solum prostratum fuerat probatum apud acta trium curiarum capitalium dicti burgi ob non solutionem octo solidorum usualis monete regni Scotie annui redditus annuatim debiti de eodem Priori et conventui Fratrum Predicatorum dicti burgi Et adiudicatum fuerat idem tenementum in quarta curia tenta in pretorio dicti burgi post lapsum quadraginta dierum et ulterius a publica proclamatione eiusdem per os Johannis Boyl burgensis sectoris seu judicatoris jurati in dicta curia debuisse hereditarie donari per statum et saisinam premissis ex causis dictis priori et conventui imperpetuum Ideo omnibus et singulis huiusmodi rite prolatis et debite ut premittitur peractis premissis causis et aliis exigenciis satis congruis postquam dicta curia fuerat dissoluta probus vir Stephanus Prestoun unus ballivorum dicti burgi de Aire pro tempore statum et saisinam hereditariam ac possessionem corporalem actualem et realem totius et integri antedicti tenementi tam in fronte quam in cauda cum pertinentiis fratri Johanni Litstare priori dictorum fratrum petenti judicium super eodem nomine totius conventus dicti loci ad perpetuam permanentiam cum dictis priore et conventu ac successoribus suis tanquam patrimonium loci eorundem per terre et lapidis eiusdem fundi traditionem ut moris est dedit et deliberavit imperpetuum saluo jure cuiuslibet Super quibus vero omnibus et singulis sic premissis dictus prior a me notario publico subscripto petiit instrumentum unum aut plura Acta erant hec super solum dicti tenementi hora quarta post meridiem vel ea circa presentibus ibidem Johanne Dalrimple Thoma Kennedy Johanne Kessane Johanne Kennedy et Willelmo Cauldwell cum diversis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego vero Henricus Prestoun clericus Glasguensis diocesis sacra auctoritate apostolica notarius publicus, etc.

Abstract.

Notarial instrument, narrating that, according to the altogether laudable custom of the burgh of Ayr, beyond memory of man, it had been judicially proved, in three head Courts of the burgh, that a certain tenement therein, belonging to the late Alan Boyman, and lying between the tenement of the late Andrew Legate on the one side, and that of William Williamson on the other, was waste, abandoned, and thrown to the ground, on account of the non-payment of eight shillings Scots of annualrent due from the same to the prior and convent of the Friars Preachers of the said burgh, and that it had been adjudged in a fourth Court held in the court-house of the said burgh, after the lapse of forty days and more from the public proclamation thereof, by the mouth of John Boyl, burgess, dempster sworn in the said Court, that the same tenement ought to be given by state and sasine, for the reasons foresaid, to the said prior and convent for ever; and after these things had been lawfully declared and duly performed the said Court was dissolved: Thereafter, Stephen Preston, one of the bailies of Ayr, gave state, heritable sasine, and corporal possession of the said tenement to friar John Litstare, prior of the Friars Preachers, craving judgment thereupon in the name of the whole convent. Dated 4th July 1541.

62. *Charter by the Friars Preachers to John Blair of Middle Auchindrane, and his wife, of a Tenement in Ayr.*—[*2d June* 1557.]

Omnibus hanc cartam visuris vel audituris frater Andreas Leiche prior loci Fratrum Predicatorum de Air et conventus eiusdem loci salutem in Domino sempiternam Noveritis nos capitulariter congregatos unanimi consensu et assensu matura deliberatione prehabita utilitateque et commodo nostri prefati loci previsis et consideratis unacum consensu et assensu venerabilis et religiosi viri fratris Johannis Greirsoune sacre theologie professoris totius nostri ordinis Fratrum Predicatorum intra regnum Scotie prioris provincialis dedisse concessisse ad feudifirmam et emphiteosim dimississe et hac presenti carta nostra confirmasse Necnon dare consedere ad feudifirmam et emphiteosim dimittere et hac presenti carta nostra

confirmare dilectis nostris Johanni Blair de Middel Auchindrane[1] et Helene Cathcart eius sponse in coniuncta infeodatione et eorum alteri diutius viventi heredibusque masculis inter ipsos legittime procreatis seu procreandis Quibus forte deficientibus uni heredi femelle et illis quod absit deficientibus heredibus masculis vel uni femelle dicti Johannis quibuscunque Totum et integrum tenementum nostrum ante et retro cum horto eiusdem jacens infra burgum de Air in vico principali dicti burgi ex parte orientali dicti vici inter tenementum Willelmi Bannatyne ex parte boreali et communem portam anteriorem dicti nostri loci et transitum quo itur a dicta porta ad ecclesiam et locum nostrum ex parte australi et prefatum vicum ex parte occidentali et cimiterium nostrum ex parte orientali Quodquidem tenementum continet in latitudine frontis anterioris tresdecim ulnas ac dimediam ulnam et in latitudine caude seu horti eiusdem undecim ulnas et totum tenementum cum horto continet in longitudine quadraginta tres ulnas Tenendum et habendum totum et integrum prefatum tenementum prout jacet in longitudine et latitudine ut premissum est ante et retro in fronte et cauda cum omnibus et singulis suis pertinenciis prefatis Johanni Blair et Helene Cathcart eius sponse in coniuncta infeodatione heredibusque prescriptis De nobis et successoribus nostris in feudifirma et emphiteosi hereditarie imperpetuum cum omnibus et singulis libertatibus commoditatibus proficuis et asiamentis ac iustis suis pertinenciis quibuscumque tam non nominatis quam nominatis tam subtus terram quam supra terram procul et prope ad predictum tenementum cum pertinenciis spectantibus seu iuste spectare valentibus quomodolibet in futurum libere quiete plenarie integre honorifice bene et in pace sine retinemento revocatione aut contradictione quacumque et adeo libere sicut aliquod tenementum intra regnum Scotie alicui per aliquem liberius datur conceditur seu ad feudifirmam et emphiteosim dimittitur aut dari concedi aut feudifirmam et emphiteosim dimitti poterit qualitercumque in futurum Reddendo inde annuatim dicti Johannes et Helena eorumque alter diutius vivens heredesque eorum prescripti servitium burgi debitum et consuetum et nobis et successoribus nostris priori et conventui Fratrum Predicatorum de Air pro tempore existentibus sex mercas usualis monete regni Scotie ad duos anni terminos consuetos festa videlicet Penthecostes et sancti Martini in hyeme per equales medias portiones nomine feudifirme tantum pro omni alio onere exactione

[1] Paterson's *History of the County of Ayr*, vol. ii. p. 358.

questione demanda seu servitio seculari que de toto et integro predicto tenemento cum pertinenciis per quoscunque iuste exigi poterunt quomodolibet vel requiri Proviso tamen quod predictus Johannes Blair et Helena Cathcart eius sponsa eorumque heredes prescripti sic edificabunt ac manutenebunt dictum tenementum quod esse possit semper sufficienter distringibile pro prefatis sex marcis feudifirme et quod non alienabunt sive per venditionem sive per donationem sive per permutationem sive per aliam quamcumque speciem alienationis aliquam partem prefati tenementi sive aliquem annuum redditum de predicto toto tenemento vel de eius aliqua parte ut premissum est alienare Verum licebit ipsis et eorum heredibus prescriptis totum ipsum tenementum de nostra tamen vel successorum nostrorum licentia speciali petita et obtenta alienare hoc semper proviso quod totum ipsum tenementum maneat integrum et non divisum et liberum ab omni alio annuo redditu tam liberum quam est hodie et quod neque Johannes Helena et eorum heredes prescripti sic solvant nobis et successoribus nostris prefatas sex marcas feudifirme terminatim quod si duo termini currant in tertium terminum solutione non facta in hoc casu et premissis aliis casibus totum dictum tenementum cum pertinenciis libere ad nos nostrosque successores cum omnibus desuper edificatis revertetur presentiumque tenore reversum esse censeatur absque juris cuiuscunque ulteriori processu Et nos vero prefati frater Andreas Leiche prior et conventus loci Fratrum Predicatorum de Air et successores nostri totum et integrum prefatum tenementum cum pertinenciis prout jacet in longitudine et latitudine prefato Johanni Blair et Helene Cathcart eius sponse in coniuncta infeodatione heredibusque suis prescriptis libere et quiete in omnibus et per omnia forma pariter et effectu ut premissum est contra omnes mortales varantizabimus acquietabimus et imperpetuum defendemus In cuius rei testimonium sigillum commune dicti nostri loci huic presenti carte nostre manibus nostris subscriptis est appensum Apud dictum nostrum locum de Air secundo die mensis Junij anno Domini millesimo quingentesimo quinquagesimo septimo Coram hiis testibus Magistro Michaele Wallace Johanni Lokhart balivis prefati burgi Alexandro Lokhart et Roberto Rankyne burgensibus dicti burgi cum diversis aliis. Sequuntur subscriptiones :—Frater Johannes Greirsoun provincialis manu sua Frater Andreas Leiche prior manu sua Frater Joannes Rollie supprior manu sua Frater Joannes Marschell manu sua Frater Johannes Fortoun manu sua Frater Symon Cornwall manu propria Frater Henricus Smyth manu sua Frater

Andreas Hunter manu sua Frater Helicius Makculloche manu sua Johannes Blair de Mydil Auchindrane Approbo et ratifico hanc copiam esse veram in omnibus et per omnia tenore eiusdem sub meis signo et subscriptione manualibus Johannes Blair manu propria etc.

Hec est vera copia una concordans cum principali ac originali carta copiata et collationata de verbo in verbum per me Stephanum Prestoune notarium publicum tabellionemque burgi de Aire predicti pro tempore sub meis signo et subscriptione manualibus unacum signo et subscriptione manualibus dicti Johannis Blayr notarii publici in maiorem signum rei veritatis eiusdem etc.

Ita est STEPHANUS PRESTOUNE, Notarius.

ABSTRACT.

Charter by Friar Andrew Leiche, prior of the place of the Friars Preachers of Ayr, and the convent thereof, with consent of friar John Grierson, professor of theology, provincial prior of the whole order of Friars Preachers within the kingdom of Scotland, in favour of John Blair of Middle Auchindrane, and Helen Cathcart his wife, in conjunct fee, and the heirs-male gotten or to be gotten between them, whom failing, to one heir female, and these also failing, to the heirs-male or to one female of the said John, whatsoever, of all and whole a tenement belonging to the said friars, in the principal street of the burgh of Ayr, on the east side of the said street, lying between the tenement of William Bannatyne on the north, and the common foregate of the convent and the passage leading from the said gate to the church and place of the friars on the south, and the foresaid street on the west, and the cemetery of the friars on the east, containing of breadth in front 13½ ells, and the breadth of the yard thereof 11 ells, and the whole tenement and yard in length 43 ells; to hold of the granters in feu-farm, fee, and heritage for ever, rendering the service of the burgh due and wont, and paying to the said prior and convent six merks yearly; with the condition that the said John and Helen should uphold the said tenement so as to be at all times in a distrainable condition for the said six merks. Dated at the said place, 2d June 1557.

63. *Tack, under the Privy Seal, to Charles Crawfurd, of the Lands and other subjects which belonged to the Friars Preachers of Ayr.*—[*4th June* 1565.]

Marie be the grace of God Quene of Scottis to the lordis of oure counsall and sessioun and oure comptrollar present and to cum greting Wit ye ws to have set and for male lettin and be thir oure lettres settis and for maill lettis to oure lovit Charles Crawfurd ane of oure gentillmen servandis his airis and assignais all and sindrie landis possessionis mylnis fischeingis with the ground quhair the place stude houssis yairdis annualrentis and utheris commoditeis and pertinentis quhatsumevir pertening thairto and quhairof the Blak Freiris or Freiris Predicatouris of oure burgh of Air war in possessioun of or bruikit and joisit befoir the decay of thair ordour quhairevir the samin lyis outher to burgh or to land for all the space yeiris and termes of nynetene yeiris nixt and immediatlie following the day and dait of thir oure lettres quhilk day and dait salbe thair entrie in and to this present tak and assedatioun and heireftir to indure and peceablie to be bruikit and joysit be thame during the said space be all richt merches and divisis as the samin lyis in lenth and breid in houssis biggingis muris mossis multuris with commoun pastour frie ische and entrie and with power alsua to the said Charles his airis and assignais to use occupie and dispone upoun the saidis landis mylnis fischeingis yairdis houssis and annualrentis to set rais imput and output the tennentis thairof and to hald courtis for administratioun of iustice to the personis duelland thairon and utherwyis to use the samin in all respectis als frelie as the saidis freiris mycht befoir thair ordour decayit or oure comptrollar in oure name usit sensyne but ony revocatioun or agane calling quhatsumevir Gevand thairfoir yeirlie the said Charles Crawfurd his airis and assignais to ws and oure successouris oure comptrollar in chalmerlanis in oure name the sowme of tuentie markis usuall money of oure realme at tua termes in the yeir Witsonday and Mertimes in winter be equale portionis allanerlie Quhairfore we charge straitlie and commandis yow the lordis of oure counsall and sessioun that ye grant and direct oure utheris lettres and yow oure said comptrollar present and to cum to consent thairto for ansuering obeying and thankfull payment making to the said Charles his airis and assignais during the said space of nynetene yeiris of

all and sindrie the fruitis males fermes profittis and deweteis of the saidis landis mylnis fischeingis yairdis houssis annuelrentis and utheris commoditeis foirsaidis quhilkis pertenit to the saidis freiris begynnand at the feist of Witsonday in this instant yeir of God j^m v^c thre scoir five yeiris and to na utheris as ye will ansuer to ws thairupoun. Gevin undir oure previe seall at Perth the ferd day of Junij the yeir of God j^m v^c threscoir five yeiris and of oure regnne the twentie-thre yeir. Per signaturam manu S. D. N. Regine subscriptam.

Hec est vera copia principalis litere suprascripte sub secreto sigillo dicte domine Regine pro tempore cum originali in omnibus concordans copiata et collationata per me Henricum Sinclair notarium publicum ac secreti sigilli scribam sub meis signo et subscriptione manualibus.

Ita est Henricus Sinclare manu propria.

64. *Precept of Gift under the Privy Seal, to the Provost and Burgh of Ayr, of the Lands and others enumerated therein, which belonged to the Friars Preachers, etc.*—[*14th April* 1567.]

Preceptum litere facte preposito ballivis consulibus et communitati burgi de Air et ipsorum successoribus imperpetuum super omnibus et singulis tenementis terris domibus edificiis ecclesiis capellis pomeriis hortis acris croftis annuis redditibus molendinis piscationibus fructibus denariis proficuis emolumentis firmis elemosinis lie dailsilver obitibus et anniversariis quibuscunque que quovismodo pertinuerunt aut pertinere dinoscuntur ad quascunque capellanias alteragia aut prebendas quacunque ecclesia capella aut collegio infra libertatem aut parochiam dicti burgi de Air fundata seu fundatas per quemcunque patronum in quarum possessione capellani et prebendarij earundem perprius fuerunt ubicunque prefate domus tenementa edificia pomeria horti acre crofte annui redditus piscationes molendina anniversaria fructus proficua et emolumenta jacent aut prius levata fuerunt respective Cum molendino locis hortis acris terris annuis redditibus emolumentis devorijs quibuscunque que Fratribus Predicatoribus seu Dominicalibus et Minoribus seu Franciscanis dicti burgi perprius pertinuerunt unacum omnibus et singulis terris domibus tenementis jacentibus infra dictum burgum parochiam et libertatem eiusdem cum omnibus annuis redditibus de quacunque domo terris aut tenemento infra

dictum burgum levandis datis dotatis et fundatis quibuscunque capellanijs alteragiis fratribus mortuarijs aut anniversariis ubicunque sint infra hoc regnum Ac eciam cum omnibus et singulis annuis redditibus et alijs devorijs solitis aut que per quamcunque ecclesiam intra dictum burgum a preposito et ballivis eiusdem de communi redditu eiusdem pro suffragiis celebrandis demandari poterint cum pertinenciis Tenendas etc. memoratis preposito ballivis consulibus et communitati et eorum successoribus de S. D. N. regina et suis successoribus imperpetuum etc. Apud Edinburgh decimo quarto die mensis Aprilis anno Domini millesimo quingentesimo sexagesimo septimo.

Hec est vera copia abbreviationis litere prescripte contente in libro secreti sigillo S. D. N. Regis extracta de eodem copiata et collationata per me Danielem Hay notarium publicum ac dicti secreti sigilli scribam. D. Hay.

Abstract.

Gift under the Privy Seal to the provost, bailies, councillors, and community of the burgh of Ayr, of all tenements, lands, houses, churches, chapels, orchards, acres, annualrents, etc., dailsilver, obits, and anniversaries, belonging before to any chaplainary, altarage, or prebend, in any church, chapel, or college, within the liberty or parish of Ayr, with the mill, lands, and others, which belonged to the Friars Preachers or Dominican friars, and to the Minorite or Franciscan friars, with all annualrents and other dues, which were claimed by them from the provost and burgh for the offering of prayers, etc. To be held of the Crown for ever. Dated 14th April 1567.

65. *Sasine on Crown Precept in favour of the Burgh of Ayr, of the Church Lands and Revenues of the Burgh, for behoof of the Ministry and Hospital thereof.*—[*27th May* 1567.]

In Dei nomine Amen: Per hoc presens publicum instrumentum cunctis pateat evidenter quod anno incarnationis Dominice millesimo quingentesimo sexagesimo septimo die vero mensis Maij vicesimo septimo in mei notarij publici et testium subscriptorum presentiis personaliter constitutus honor-

abilis vir Johannes Lokhert de Dalmelling burgensis de Air quoddam sasine preceptum membrana scriptum alba cera pendente more cancellarie supreme domine nostre Regine sub testimonio sui magni sigilli sigillattum quod Jacobo Kenedie ballivo in huius modo precepto specificato exequendum presentavit Quiquidem ballivus illud reverentia qua decuit recepit et mihi notario publico subscripto tradidit perlegendum exemplandum et in hanc publicam instrumenti formam redigendum cuius precepti tenor sequitur sub hac forma Maria Die gracia regina Scotorum vicecomitati et ballivis suis de Air necnon dilectis nostris Jacobo Kenedie burgensi eiusdem et eorum cuilibet coniunctim et divisim vicecomitibus nostris de Air in hac parte salutem Quia nos impensius munus nostrum erga divinum servitium perpendentes et pro ardenti zelo quem ob intertenendum policiam et equabilem ordinem inter subditos nostros precipue vero infra burgum nostrum de Air preservandum habemus considerantes itaque nos ex officio teneri munus erga Deum complecti debere cuius providentia regimini huius nostri regni preponimur sicque nobis ex officio incumbere omni honesto modo pro ministris verbi Dei providere et quod hospitalia pauperibus mutilatis et miseris personis orphanis et parentibus destitutis infantibus infra dictum burgum nostrum preserventur post nostram perfectam etatem cum avisamento dominorum Consilii nostri secreti dedimus concessimus disposuimus ac pro nobis et nostris successoribus pro perpetuo confirmavimus necnon tenore presentium damus concedimus disponimus ac pro nobis et nostris successoribus pro perpetuo confirmamus predilectis nostris preposito ballivis consulibus et communitate dicti nostri burgi et ipsorum successoribus imperpetuum omnes et singulas terras tenementa domos edificia ecclesias cappellas pomeria hortos acras croftas annuos redditus molendina piscationes fructus divoria proficua emolumenta firmas elemosinas lie dailsilver obitus et anniversaria quecunque que quovismodo pertinuerunt aut pertinere dinoscuntur ad quascunque cappelanias alteragia prebendas in quacunque ecclesia capella aut collegio infra libertatem aut parochiam dicti nostri burgi de Air fundata seu fundatas per quemcunque patronum in quarum possessione cappellani et prebendarij earundem perprius fuerant vbicunque prefate domus tenementa edificia pomeria horti acre crofte annui redditus piscationes molendina anniversaria fructus proficua et emolumenta jacent aut prius levata fuerant respective cum molendinis locis hortis acris terris annuis redditibus emolumentis et divoriis quibuscunque que fratribus

Predicatoribus seu Dominicalibus et Minoribus seu Franciscanis dicti nostri burgi perprius pertinuerunt unacum omnibus et singulis terris domibus tenementis jacentibus infra dictum nostrum burgum parrochiam et libertatem eiusdem cum omnibus annuis redditibus de quacunque domo terris aut tenemento infra dictum nostrum burgum levandis datis dotatis et fundatis quibuscunque cappellaniis alteragiis fratribus mortuariis aut anniversariis ubicunque sint infra regnum nostrum Ac etiam cum omnibus et singulis annuis redditibus et aliis divoriis solutis aut que per quamcunque ecclesiam extra dictum nostrum burgum a preposito aut ballivis eiusdem de communi redditu eiusdem pro suffragiis celebrandis demandari poterint cum pertinenciis ac etiam cum avisamento prescripto unimus et incorporamus omnes et singulas terras tenementa domos edificia ecclesias cimiteria cappellas hortos acras croftas annuos redditus molendina piscationes fructus divoria proficua emolumenta firmas elimosinas obitus anniversaria fratrum loca hortos earundem cum suis pertinenciis in unum corpus imposterum appellandum fundatio nostra ministerii et hospitalitatis nostra burgi de Air Volumus etiam quod unica sasina per prefatos prepositum et ballivos aut ipsorum aliquem dicte communitatis nostre apud pretorium dicti nostri burgi semel accepta tam sufficiens erit sasina perpetuo infuturum ac si eadem super particulares terras ad dictas cappellas prebendarios et fratres pertinentes aut ipsis in prefatis annuis redditibus anniversaria firmas proficua et divoria prescripta debite sumeretur non obstante locorum distantia Vobis precipimus et mandamus quatenus prefatis preposito ballivis consulibus et communitate dicti nostro burgi aut ipsorum aliqui vell suis certis actornatis latoribus presentium sasinam prefatarum terrarum tenementorum domorum edificiorum pomeriorum hortarum acrarum croftarum annuorum reddituum molendinorum piscationum fructuum denariorum et aliorum supra scriptorum cum suis pertinenciis secundum tenorem carte nostre quem de nobis inde habent juste haberi faciatis Et preterea per presentes nolumus cappellanos prebendarios et fratres que ante dictam alterationem provisi erant et hoc presens nostrum infeofamentum preiudicari sed reservamus illis vsum dictorum fructuum durante eorum vita tantum Et hoc nullo modo omittatis Ad quod faciendum vobis et vestrum cuilibet coniunctim et divisim vicecomitibus nostris de Air in hac parte committimus potestatem Datum sub testimonio nostri magni sigilli Apud Edinburgh decimo quarto die mensis Aprilis anno domini millesimo quingentesimo sexagesimo septimo

et regni nostri vicesimo quinto Quoquidem sasine precepto sic prelecto et astantibus vulgariter enunciato idem Jacobus Kenedj ballivus ac vicecomes de Air in hac parte de Air antedictus ratione sui officii ac vigore dicti precepti statum sasinam hereditariam pariterque possessionem corporalem actualem et realem totarum et integrarum quadraginta solidatarum terrarum de Crawisland et Castlehill duarum mercarum de Freris Dalkeithe unius mercate terre cum septem acris terre de Freirland jacentium inter terras de M'Knaristoun ab una et terras de Blakstob ab altera partibus infra territorium dicti burgi et vicecomitatum eiusdem unius portiuncule terre nuncupate Freirisfauld occupate per Villelmum Wallace de Quhythous jacentis inter tenementum et terras Johannis Wallace de Cragie ab una et aquam de Air ab altera partibus trium acrarum terrarum jacentium apud australem finem dicti burgi due earundem nuncupantur Snapisfauld et altera earundem vocatur lie Ducat aiker occupatarum per Robertum Renkin trium acrarum terrarum nuncupatarum Cruikit aikires per Nynnianum Reid occupatarum jacentium inter terras Roberti Renkine ab una et terras Villelmi Cauldvell de Lochermoss partibus altera unius pecie terre vocatur Skynneris yard super lie mildame dicti burgi occupate per Ninianum Reid duarum acrarum terrarum occupatarum per dictum Ninianum Reid et Thomam Kenedie jacentium super lie Milnhill dicti burgi inter terras Georgii Kenedie ab una et terras Roberti Renkine partibus ab altera unius acre terre jacentis super dicti lie Milnhill inter terras Georgii Kenedie ab una et terras Johannis Lokhert partibus ab altera septem acrarum terrarum jacentium inter terras Johannis Cochran ab una et terras Johannis Lokhert partibus ab altera trium acrarum terrarum vocantur Freirisfauld occupatarum per Thomam Miller jacentium inter terras Jacobi Bannatyne ab una et terras Johannis Lokhert partibus ab altera trium acrarum terrarum cum pertinenciis occupatarum per Johannem Hunter in Holmestoun cum singulis suis pertinenciis jacentium infra territorium dicti burgi et vicecomitatum eiusdem Necnon totorum et integrorum molendinorum de Air ovir et nether cum suis astrictis multuris terris molendinariis et sequelis eiusdem unacum dammis et crueis eiusdem Ac etiam viginti librarum monete Scotie annuorum reddituum infra dictum burgum et tenementa eiusdem annuatim levandorum triginta solidorum monete predicte annui redditus de decem solidatis terrarum de Quhytstanes jacentium ut supra occupatarum per Eduardum Legat annuatim levandi

quadraginta solidorum monete predicte annui redditus annuatim de terris de occupatis per Alexandrum Schaw jacentibus infra vicecomitatum de Gallowey levandi Necnon omnium et singularum aliarum terrarum tenementorum domorum edificiorum pomeriorum hortorum acrarum croftarum annuorum redditaum molendinorum piscationum fructuum divoriarum et elemosinarum quarumcunque que dictis Fratribus Predicatoribus seu Dominicalibus et Minoribus seu Franciscanis dicti burgi perprius pertinuerunt seu pertinere dinoscuntur et aliorum suprascriptum cum suis pertinenciis Johanni Kirkpatrik burgensi dicti burgi nomine antedicti communitatis prefati burgi per terre et lapidis ac denarii tradicionem ut moris est secundem tenorem prescripte carte que inde habent contulit et hereditarie deliberavit imperpetuum reservans ut prius reservatur Super quibus vero omnibus et singulis premissis dictus Johannes Kirkpatrike et ex parte dicti communitatis dicti burgi de Air a me notario publico subscripto sibi fieri petiit unum instrumentum seu plura Acta erant hec apud pretorium dicti burgi de Air hora quarta post meridiem vell ea circa presentibus ibidem magistro Michaele Vallace de Vasfurd Thoma Kenedie Paulo Reid et Georgio Cochran burgensibus dicti burgi testibus ad premissa vocatis atque requisitis.

Et ego vero Johannes M'Knedar clericus Glasguensis diocesis etc.

JOHANNES M'KNEDAR.

ABSTRACT.

Sasine on precept from Chancery of Queen Mary in favour of the provost, bailies, and community of Ayr, of all lands, tenements, houses, churches, chapels, orchyards, acres, annualrents, mills, fishings, fruits, profits, rents, alms, "dailsilver," obits, and anniversaries, which belonged to any chaplainries, altarages, and prebends, founded in any church, chapel, or college, within the liberty or parish of the said burgh, with the annualrents and other dues, payable by any church without the said burgh, which might be demanded from the provost and bailies out of the common rent of the burgh, for the offering of prayers: uniting and incorporating the whole aforesaid properties and rents, friars' places and others, into one body, to be called in all time coming, the Foundation of the ministry and hospital of the burgh of Ayr,—for an honest provision for the ministers of the

Word of God, and the support of an hospital for the poor, mutilated and distressed persons, orphans, and infants forsaken by their parents. Dated 27th May 1567.

66. *Ratification of a Letter of Tacks of the Lands and Possessions of the Black Friars of Ayr to Charles Craufurd, for nineteen years.*—[1*st March* 1567-8.][1]

Ane lettre maid with awise of my lord regent ratifeand apprevand and for his hienes and his successoris perpetualie confirmand the lettre of tak maid be oure souerane lordis derrest moder to Chairlis Craufurd ane of hir gentilmen and servandis for the tyme his airis and assignais of all and sindrie landis possessionis mylnis fischeingis with the ground quhair the place stude houssis yairdis annuelrentis and uthiris commoditeis and pertinentis quhatsumevir pertening thairto and quhairof the Blak Freiris or Freiris Predicatouris of the burgh of Ayr war in possessioun of or broukit and joisit befoir the decay of thair ordour quhairevir the samin lyis to burght or to land for all the space yeiris and termes of nyntene yeiris nixt and immediatlie following the dait of the said lettre of tak as the samin at mair lenth proportis in all and sindrie pointis articulis circumstances and claussis thairof and decernis the samin als valabill in all respectis as gif it war maid set and gevin be his hienes and ordanis the lordis of counsall and sessioun to gif the said Charlis lettres in the foure formes and uthiris processis and executoriallis neidfull thairupoun to caus him to be obeyit and payit of the samin in forme as effeiris etc. At Edinburght the first day of Marche the yeir of God j^{m} v^{c} lxvij yeiris.

67. *Procuratory by the Magistrates of Ayr, for resigning the Church Lands, and Rents belonging to them, in the King's hands, for new infeftment in their favour.*—[1*st February* 1614.]

Be it kend till all men be thir present lettres Ws the provest baillies counsall and communitie of the burgh off Air heretabill proprietaris of the landis milnis fischingis tenementis aikeris annuelrentis and utheris particuler lie eftirmentionat to haif maid constitut and ordanit lykas be the tennour

[1] Regist. Secreti Sigilli, xxxvii. f. 41.

heirof we mak constitut and ordane rycht honourabill and our weilbelovittis and ilk ane of thame coniunctlie and severallie our veray lawfull undowtit and irrevocabill procuratouris actouris factouris speciall and generall erand beraris and messingeris to the effect underwrittin Gevand grantand and committand to thame and ilk ane of thame coniunctlie and severallie as said is our veray full fre plane power speciall commandiment expres bidding and charge for ws in our names and upoun our behalfis to compeir befoir our soverane lord the kingis Majestie our immediat superiour of the landis milnis fischingis tenementis annuelrentis and utheris eftirmentionat or befoir his hienes commissioneris havand his hienes power and commissioun to this effect at quhatsumevir day or dayis place or places convenient and thair with all condign reverence humilitie and obedience to resignne surrander and be staf and bastoun purelie and simplie ovirgif all and sindrie the landis milnis fischingis tenementis annuelrentis chaplanreis alterages and utheris particulerlie eftirspecifeit quhilkis appertenit sumtyme to the Blakfreris Predicatouris of the said burght of Air alterages and chaplanreis within the samin and territorie thairof and utheris underwrittin and now pertening to ws the saidis provest baillies counsale and communitie heretabillie be gift and donatioun of our said soverane lordis darrest moder the Quene of worthie memorie according to our gift thairof They ar to say all and haill the rowme place and stance of the Blakfreir kirk within the said burght of Air quhair the samin of auld wes situat and foundit with the tenementis of land houssis biggingis orcheardis and yardis auld and new biggit and foundit within the precink and circuit of the dykis wallis and marches thairof sumtyme occupiit and possest be the saidis blak freris All and Haill the fauld and croft of land sumtyme also the saidis freris callit Frerisfauld sumtyme occupiit be Williame Wallace in Quhythous Johnne Wallace of Cragy and now occupiit be George Angus with the pertinentis lyand within the said burght besyd the place and stance quhair the place of the saidis blak freris stude and neir adiacent to the tenement of land sumtyme the said lard of Cragy now the said George Angus betuix the samin tenement place and yardis of the saidis blak freris on the west and northt the wattir of Air on the eist and the landis now of Johnne Osburne on the southt on the ane and uthir partis All and Haill the tenement of land sumtyme callit Johne Symis borne bak and foir with yard and pertinentis lyand within the

said burght abone the auld Tour in the gait callit the Wodgait vpoun the eist syd of the Kingis streit betuix the tenement sumtyme of Robert Adame now David Rwane on the northt and ane part and the tenement sumtyme occupiit be Williame Hamfie on the southt and uthir part All and Haill the samin tenement of land occupiit be the said umquhile Williame Hamfie bak and foir with yard and pertinentis lyand within the said burght upoun the eist syd of the kingis streit in the Wodgait foirsaid betuix the said uthir tenement callit Johne Symis barne on the northt and ane part and the tenement of umquhile Mathew Hammiltoun now Robert Cunninghame marinir on the southt and uthir part All and Haill the fauld and croft of land callit Snaipis Fauld with houssis yardis and pertinentis thairof now occupiit be Johnne Lokhert of Barr and his subtennentis lyand within the said burght at the Tounheid thairof in the gait passand to the milnis of the said burght upoun the eist syd of the hie streit of the samin All and Haill the corne milnis of the said burght of Air ovir and nethir miln landis astrict multuris suckin and knaveschip of the samin houssis biggingis yardis and thair pertinentis All and haill the twa fisching cruiffis for taking of salmond situat upoun the dam of the said nethir miln of Air All and Haill the landis and croft of land callit the Skinner Yardis with houssis yardis and pertinentis thairof sumtyme occupiit be umquhile Barthilmo Craufurd and George Jamesoun and Ninian Reid thair subtennent and now occupiit be Barbara Jamesoun oy to the said umquhile George Jamesoun and hir subtennentis lyand besyd the said nethir miln of Air abone the miln dam thairof All and Haill thrie aikeris of land callit Freris Aikeris with thair pertinentis sumtyme occupiit be James Kennedy and Thomas Kennedy his fader and be umquhile Johne Gardner notar and now occupiit be the said George Angus and John M'Mertene lyand within the territorie of the said burght ane aiker thairof in the Milnhill betuix the landis of umquhile Robert Rankene and the land of umquhile Robert Jamesoun on the northt and ane part and the Freris land occupiit be Alexander Craufurd of Kerss on the southt and uthir part half ane aiker of the saidis thre aikeris lyand in the said Milnhill betuix the landis of umquhile George Kennedy on the northt and ane part and the landis of Freirlandis occupiit be the said Alexander Craufurd of Kerss on the southt and uthir part and the uthir sex rude of land of the saidis thrie aikeris lyand abone the Foulcalsay betuix the uther landis of the saidis Freiris landis also occupiit be the said lard of Kerss on the northt and southt

partis All and Haill twa aikeris of landis of the samin Freirlandis occupiit be the said James Kennedy and be the said umquhile George Jamesoun and now occupiit be the said Barbara Jamesoun his oy and hir subtennentis lyand within the territorie foirsaid abone the Foulcalsay betuix the landis of umquhile Johnne Cochren now Robert Wallace skipper on the northt and ane part and the landis of Freirlandis occupiit be the said lard of Kerss on the southt and uther part All and Haill sextene aikeris of land of the saidis Freirlandis with thair pertinentis sumtyme occupiit be umquhile Paull Reid and umquhile Dauid Craufurd of Kerss and now occupiit be Alexander Craufurd of Kerss and his subtennentis lyand within the territorie of the said burght as followis videlicet ane aiker thairof callit Dukat aiker betuix the landis of umquhile Archibald Fergushill callit the Noltfauld on the northt and ane part and the landis of umquhile James Craufurd and George Cochren on the southt and uther part thre aikeris thairof callit Cruikit Aikeris lyand betuix the landis of Johnne Rankene on the west and ane part and the Kingis hie streit passand fra the said burght to the Castelhill on the eist and uther part ane uther aiker of the samin lyand in the Milnhill betuix the landis occupiit be umquhile John Gardner notar on the northt and ane part and the landis of umquhile George Kennedy on the southt and uther part half ane aiker of the saidis xvj aikeris lyand in the said Milnhill betuix the landis of the said umquhile George Kennedy on the northt and ane part and the landis of David Ingrame on the southt and uther part twa aikeris thairof lyand betuix the landis occupiit be the said umquhile George Jamesoun on the northt and ane part and the landis occupiit be the said umquhile John Gardner on the southt and uther part sex rudes of land thairof lyand betuix the landis occupiit be the said umquhile John Gardner on the northt and ane part and the landis sumtyme of John Lokhert now James Eglishame in Donavin callit the Freirley on the southt and uther part Thrie aikeris of the saidis xvj aikeris callit Frerisfauld lyand betuix the landis of the said James Eglishame on the northt and ane part and the landis of umquhile James Bannatyne on the southt and uther part and four aikeris of the samin lyand besyd the landis of Holmistoun occupiit be umquhile John Hunter betuix the samin landis of Holmistoun on the southt and ane part and the uther land of Holmistoun adiacent with the land callit Strangmanis Thorne on the northt and uther part All and Haill the sextene schilling and aucht penny wortht of land callit Freirland of auld extent with

houssis yardis and pertinentis thairof occupiit sumtyme be Johnne Campbell and now occupiit be Alexander Craufurd of Kerss and Johnne Burnis his subtennent lyand within the Burrowfeild of the said burght All and Haill the fourtie schilling land of auld extent of Crawisland and Castelhill with houssis yardis and pertinentis thairof lyand within the Burrowfeild foirsaid All and Hail the landis callit Nwnisland extending to half ane merkland or thairby with thair pertinentis lyand within the said Burrowfeild besyd the landis of Lochfergus All and Haill the landis of Marylandis occupiit be Johnne Campbell lyand in the said Burrowfeild All and Haill the landis callit Freris Aikeris at the ovir miln of the said burght besyd the Gaitsyd extending to tuelf aikeris of land or thairby occupiit sumtyme be Cristiane Wyseman and be umquhile Alexander Miller and Johnne Miller in Gaitsyd his sone and now occupiit be James Campbell in Gaitsyd within the Burrowfeild foirsaid All and Haill the landis callit Rudeland extending to ane merkland or thairby of auld extent with the medow callit Drummylis medow moss and arabill land thairof and thair pertinentis now occupiit be John Cunninghame and his subtennentis lyand in the said Burrowfeild and sumtyme pertening to the Rude altar of Air sumtyme situat within the parroche kirk thairof All and Haill the pece land of the samin Rudelandis callit the Brig Aikeris and now callit Clerkisfauld occupiit be umquhile Robert Clerk John Hunter in Holmistoun and be the said umquhile John Gardner notar now be the said George Angus lyand besyd the landis of Marylandis and Duphoill within the said Burrowfeild All and Haill the chaplanrie of Sanct Leonardis chapell sumtyme situat and foundit within the territorie of the said burght with the landis callit Sanct Leonardis landis houssis yardis medow and pertinentis thairof sumtyme occupiit be umquhile Adame Wallace and now occupiit be the said George Angus The landis callit Lampotfauld now occupiit be Johnne Rwane in Dalmelling The landis callit the Quhytestanis occupiit be umquhile Adame Dunbar and now occupiit be Thomas Cunninghame in Quhytestanis all pertening sumtyme to the said chaplanrie of Sanct Leonardis with thair pertinentis lyand within the territorie foirsaid All and Haill the pece land within the said territorie callit the Rudeland Boig occupiit be umquhile Gilbert Broun besyd the Castelhill All and Haill the twa merkland of auld extent of freris Dalkeytht with houssis yardis and thair pertinentis occupiit be Daniel Cunninghame of Dalkeytht and his subtennentis lyand within the baillierie of Kylestewart and sheref-

dome of Air All and Haill ane yeirlie annuelrent of tuenty schillingis money of this realme to be yeirlie upliftit furtht of the landis of Sanchair Lindsay in the said baillierie of Kylestewart All and Haill ane yeirly annuelrent of tuenty twa schillingis money foirsaid furtht of all and haill the corne miln of Auchineruif multuris and suckin thairof lyand in the samin baillierie All and Haill ane yearly annuelrent of xxvj^{s} viij^{d} money abonewrittin to be (*Illegible.*) yeirlie upliftit furtht of the landis of Braidwode within Item ane yeirly annuelrent of fyve pundis money foirsaid furtht of all and haill the (*Illegible.*) lard of Kerss his landis of sumtyme pertening to the Erle of Wigtoun All and Haill ane yeirly annuelrent of fourtie schillingis money foirsaid to be yeirlie upliftit furtht of the landis of Dalvyne pertening to the lard of Keiris occupiit sumtyme be Alexander Schaw lyand within All and Haill ane yeirlie annuelrent of thretty schillingis money foirsaid to be yeirlie upliftit furtht of the landis of Quhytstanis occupiit be umquhile Eduard Legat extending to ane ten schilling land with the pertinentis lyand within the Burrowfeild of Air foirsaid All and Haill the rowme place and stance of the Gray Freris kirk within the said burght and yardis of the samin within the circuit and precinct of the dykis thairof All and Haill the Blak Freris annuellis sumtyme pertening to thame to be upliftit furtht of certane landis and tenementis within the said burght contenit in the particuler roll thairof extending to tuenty pundis money of this realme yeirlie All and Haill, the yeirlie annuellis siclik sumtyme pertening to the Rude altar situat within the parroche kirk of the said burght to be yeirlie upliftit furtht of certane tenementis and landis thairof contenit in the roll of the samin extending to the sowme of threttene pundis money foirsaid or thairby All and Haill the yeirlie annuellis sumtyme pertening to the coristis of the kirk of the said burght to be yeirlie upliftit furtht of certane landis and tenementis within the samin extending to thretty pundis money foirsaid or thairby contenit in the particuler roll thairof All and Haill the annuellis of the Lady and Sanct Nicolas alterages sumtyme situat within the said kirk contenit in the particuler rollis thairof Togidder with all and sindrie utheris landis tenementis houssis biggingis kirkis chapellis orcheardis yardis aikeris croftis annuelrentis milnis fischingis fruictis dewiteis proffeitis emolimentis fermes almouss dailsilvir obiitis anniversareis quhatsumevir quhilkis onywyis pertenit or knawin to appertene to quhatsumevir chaplanreis alterages prebendareis in quhatsumevir kirk chapell or college within the libertie and

parrochin of the said burght of Air foundit be quhatsumevir patroun in quhais possessioun saevir the chaplanes and prebendaris thairof wer of befoir quhairevir the saidis houssis tenementis biggingis orcheardis yardis aikeris annuelrentis fischingis milnis anniversareis fruitis profettis and emolimentis lyis or wer upliftit of befoir respective with milnis places yardis aikeris landis annuelrentis emolimentis and dewiteis quhatsumevir quhilkis pertenit to the saidis Freris Predicatouris of Air or Gray Freris thairof of befoir with all and sindrie landis houssis tenementis lyand within the said burght parrochin and libertie thairof with all annuelrentis to be upliftit furtht of all quhatsumevir houssis landis and tenementis within the samyn dotit and foundit to quhatsumevir chaplanreis alterages freiris mortificatiounis or anniversareis quhairevir thai ar within this realme As also with all and sindrie annuelrentis and utheris dewiteis payit or that can be demandit fra the saidis provest and baillies be quhatsumevir kirk outwith the said burght furtht of thair commoun gude thairof for suffrages to be celebrat ony maner of way with court playnt blude bludewyt herezeild woddis fischingis coill coilhewchis querrell lyme and stane and with all privilegis commoditeis fredomes and asiamentis specifeit and contenit in the fundatioun infeftment gift and donatioun thairof maid and grantit be our said soverane lordis moder to ws of the samin with thair haill pertinentis partis and pendiclis quhatsumevir In the handis of our said soverane lord our superiour thairof or in the handis of his majesteis commissioneris having his hienes power and commissioun to this effect In speciall favouris of ws the provest baillies counsale and communitie of the said burght of Air and our successouris for new and heretabill infeftment to be maid gevin and granted be our said soverane lord to ws and our successouris of the samin in dew and competent forme as efferis Quhilkis all and sindrie the foirnamit landis milnis multuris fischingis tenementis aikeris annuelrentis alterages chaplanreis and utheris particulerlie afoirexpremit with all and sindrie thair partis pendiclis and pertinentis we the saidis provest baillies counsale and communitie of the said burght of Air be thir our present lettres of procuratorie and resignatioun resignne surrander and be staff and bastoun simpliciter ovirgif in the handis of our said soverane lord our superiour of the samin and his hienes commissioneris havand his hienes commissioun in speciall favouris of ws the said provest baillies counsall and communitie of the said burght of Air for new and

heretabill infeftment gift and donatioun to be maid and gevin to ws and our successouris be our said soverane lord of the samin heretabillie for evir Actis instrumentis and documentis thairupoun to ask lift and raiss als oft as neid beis and generallie all and quhatsumevir uther thingis necessar in the premissis and quhilkis to the office of procuratorie be the lawis and practik of this realm is knawin to pertene to do exerce and use siclik and als frelie and als largelie in all respectis as we mycht do our selffis gif we wer personalie present haldand and promittand to hald all and quhatsumevir thingis our saidis procuratouris or ony of thame coniunctlie and severallie as said is in the premissis rychteouslie sall leid to be done Ferme and stabill etc. In witnes of the quhilk thing to thir our present lettres of resignatioun (writtin be Johnne Masoun commoun clerk of the said burght) subscribit be ws the saidis provest baillies and counsale and be our said commoun clerk at command of the counsall and communitie and in thair names the commoun seill of the said burght is heirto appendit at the said burght of Air the first day of Februar the yeir of God j^{m} vj^{c} and fourtene yeiris befoir thir witnessis Mr. George Dunbar minister of the said burght Williame M'Kerrell of Hilhous shereff clerk of Air George Masoun notar and Mr. Andro Dalrimpill etc. (sic subscribitur) Adame Riche prowest Williame Cunynghame baillie James Blair baillie Johne Osborne ane of the counsall George Cochrane ane of the counsall John Stewartt ane of the counsall Johne Lokhartt off Barr counselour Johne Dunbar William Law James Millar William M'Kerrell of Hilhous witnes George Dunbar witnes George Masoune notar witnes Mr. Andro Dalrymple witnes.

Ita est Joannes Masoun notarius publicus scriba communis burgi de Air ex mandato consilii et communitatis eiusdem requisitus.

68.

[Exchequer Rolls of Scotland, Vol. I. page 161. 1329.]

Compotum prepositorum burgi de Are redditum apud Sconam $iiij^{to}$ die Augusti anno gracie [1329] de firmis dicti burgi de duobus terminis huius compoti Iidem onerant se de $xxxj^{li}$ per firmas dicti burgi de duobus terminis predictis Summa recepte patet De qua computant in stipendijs

trium capellanorum divina perpetuo celebrancium in ecclesia de Are pro anima regis Roberti de duobus terminis huius compoti xiiij^{li} Et Fratribus Predicatoribus de Are percipientibus per annum ex speciali elemosina regis annua pro sustentacione ecclesie sue et domorum suarum ibidem de firmis molendinorum domini regis sive burgi de Are viginti libras sterlingorum ad terminos Pentecostes et Sancti Martini in hyeme proporcionaliter de duobus terminis huius compoti xx^{li}.

[Vol. I. page 267. 1330.]

Compotum communitatis burgi de Are per Johannem clericum attornatum suum redditum apud Clacmanan xiiij^{mo} die Junij anno gracie etc. tricesimo [1330] de firmis dicti burgi de terminis Sancti [Martini] et Pentecostes huius compoti Idem onerat se de xxxj^{li} xiij^{s} iiij^{d} per firmam dicti burgi de duobus terminis huius compoti Summa recepte patet De qua computant in stipendiis trium capellanorum divina celebrancium perpetuo in ecclesia de Are pro anima regis Roberti de duobus terminis huius compoti xiiij^{li} Et Fratribus Predicatoribus de Are percipientibus annuatim ex speciali elemosina regis annua pro sustentacione ecclesie sue et domorum suarum ibidem de firmis molendinorum domini regis sive burgi de Are viginti libras sterlingorum de terminis Pentecostes et Sancti Martini in hyeme proporcionaliter de ultimo termino huius compoti per literas eorundem de recepto sub communi sigillo ix^{li} xv^{s} ix^{d}.

[Vol. I. p. 287. 1330.]

Rendered at Clackmannan, 20th June 1330.

Et Fratribus Predictoribus de Are pro pensione sua quam percipiunt de burgo de Are de termino Sancti Martini huius compoti x^{li}.

[Vol. I. p. 303. 1330.]

Compotum prepositorum de Are per Johannem clericum redditum apud Berwicum quinto die Marcii anno gracie supradicto [1330] de firmis dicti burgi de predicto termino Sancti Martini Idem onerat se de xvj^{li} xiii^{s} iiji^{d}

per firmam dicti burgi de predicto termino Summa patet De qua Fratribus Predicatoribus de Are in partem decem librarum eis concessarum ex elemosina regis annua pro sustentacione sua et domuum suarum de firmis molendinorum domini regis sive de firmis burgi ix^{li} viij^{s} iiij^{d}.

[Vol. I. p. 527. 1343.]

Compotum prepositorum burgi de Are redditum apud Dunde sexto die Augusti anno gracie [1343] per Johannem clericum et Walterum de Abirdalgy burgenses dicti burgi de receptis suis et expensis firmarum dicti burgi de duobus terminis . . . Et Fratribus Predicatoribus de Are de vtroque termino ix^{li}.

[Vol. I. p. 609. 1359.]

Compotum Roberti Smal aldirmanni burgi de Are redditum apud Dunde vi^{to} Aprilis nomine ballivorum dicti burgi anno domini millesimo ccc^{mo} lix^{no} de receptis suis et expensis de omnibus dicti burgi firmis a festo Sancti Martini anni etc. l$_{mi}$ usque diem huius compoti videlicet per xvi terminos In primis onerat se per firmas dicti burgi receptas per dictos sexdecim terminos de xxix^{li} ut patet [per] literas camerariorum de assedacione dicti burgi ostensas super compotum quas xxix^{li} computat se solvisse Fratribus de Are per literas preceptorias dictorum camerariorum qui pro tempore fuerant ostensas super compotum unacum literis dictorum Fratrum de recepto ostensis super compotum Et sic eque.

[Vol. II. p. 210.]

Compotum Michaelis de Schanthare et Ade Stork ballivorum burgi de Are redditum per Johannem filium Walteri apud Perth decimo septimo die Januarij [1365] de omnibus receptis suis et expensis de firmis et exitibus dicti burgi a festo Sancti Martini [1364] exclusive usque in diem huius compoti et sic de duobus terminis Idem onerat se de iiij^{s} iiij^{d} per firmas dicti burgi de duobus terminis Summa recepte patet De qua computat in solucione facta Fratribus Predicatoribus de Are percipientibus firmas dicti burgi usque ad summam viginti marcarum ut patet per literas dictorum Fratrum de recepto ostensas super compotum de dictis duobus terminis liij^{s} iiij^{d}.

[Vol. II. p. 283.]

Rendered at Perth, 16th January 1366.

Ballivi de Are computantes de firmis dicti burgi de duobus terminis huius compoti onerant se de liij^{s} iiij^{d} de eisdem terminis Summa patet que assignatur Fratribus Predicatoribus de Are pro annua pensione eis concessa ex elemosina regis.

[Vol. II. p. 412.]

[11th February 1373.] Eodem die Johannes Gray unus ballivorum burgi de Are computans de firma dicti burgi onerat se de vij^{li} vj^{s} viij^{d} receptis per firmas dicti burgi de terminis Pentecostes et Sancti Martini proximis ante hoc compotum per assedacionem Camerarii Summa patet quam solverunt Fratribus Predicatoribus de Are in partem elemosine annue eis concesse per regem.

[Vol. II. p. 486.]

Compotum Ade Snorgyrs unius ballivorum burgi de Are redditum [4th March 1372] de omnibus receptis suis et expensis per firmas dicti burgi de duobus terminis Pentecostes videlicet et Sancti Martini ultimo precedentibus hoc compotum Idem onerat se de x^{li} receptis per firmas dicti burgi de dictis terminis Summa patet quam computat solvisse Fratribus Predicatoribus de Are percipientibus de elemosina regis firmas dicti burgi usque ad summam viginti librarum de duobus terminis huius compoti priore dictorum Fratrum fatente receptum super compotum Summa huius expense patet Et sic eque.

[Vol. II. p. 573.]

Compotum Johannis Crawford et Nigelli vicarii ballivorum burgi de Are redditum per Gilbertum de Cochrane apud Dunde xij^{mo} die Marcij [1377] de omnibus receptis suis et expensis de firmis et exitibus dicti burgi de duobus terminis videlicet Pentecostes et Sancti Martini ultimo preteritis Onerat se de x^{li} receptis per firmas dicti burgi ex assedacione camerarii de duobus terminus huius compoti Summa patet quam solvit Fratribus Predicatoribus de Are percipientibus firmam dicti burgi Et sic eque.

[Vol. II. p. 590.]

Compotum ballivorum burgi de Are redditum per Gilbertum de Cochrane alterum ballivorum nomine suo et socii sui absentis xxiij^{o} die Marcij [1378] de omnibus receptis suis et expensis per firmas et exitus dicti burgi a xij^{o} die Marcij [1377] usque in diem huius compoti et sic de duobus terminis Idem onerat se de x^{li} xiij^{s} iiij^{d} receptis de firmis dicti burgi ex assedacione camerarii de duobus terminis huius compoti Summa patet quam solverunt Fratribus Predicatoribus de Are percipientibus firmam dicti burgi de elemosina regis annua usque ad cartam summam ut patet per literas dictorum Fratrum de recepto ostensas super compotum Et sic eque.

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